

COUNCIL AGENDA REPORT
City of Brawley

Meeting Date:

01/15/13

City Manager:

RBW

PREPARED BY: Steven Sullivan, P.E., Associate Civil Engineer

PRESENTED BY: Yazmin Arellano-Torres, P.E., Public Works Director

SUBJECT: Resolution Approving the Expansion of the South San Diego Recycling Market Zone to Include the City of Brawley

CITY MANAGER RECOMMENDATION: Adopt Resolution No. 13-__ of the City Council of the City of Brawley Approving the Expansion of the South San Diego Recycling Market Zone to Include the City of Brawley.

DISCUSSION: The cities of Chula Vista and San Diego, along with the County of San Diego are considering expansion of the Recycling Market Development Zones (RMDZ). The areas under consideration for expansion are the cities of El Cajon, Santee, La Mesa, Lemon Grove, Coronado, National City, Imperial Beach, San Diego, all the unincorporated areas of southern San Diego County south of Interstate 8, the County of Imperial and all of the incorporated cities therein.

RMDZs were established by the State to combine recyclable materials with business development and expansion, creating green jobs, and developing local markets for materials diverted from landfills. The RMDZ program does this by providing businesses with low interest business loans, offering free technical assistance, material sourcing assistance and marketing of products made with recycled content.

The City of Chula Vista, as the lead agency, has requested the approved and signed Resolution from each jurisdiction for the proposed expansion be submitted in February 2013 to meet the State deadline.

FISCAL IMPACT: None at this time

ATTACHMENTS:

1. Resolution 13-__
2. IVRMA Request Letter dated 12/21/12
3. Proposed Expansion of the San Diego County RMDZ Flyer
4. 2002 Redesignation Application for the South San Diego RMDZ

RESOLUTION NO. 2013-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
BRAWLEY APPROVING THE EXPANSION OF THE SOUTH SAN
DIEGO RECYCLING MARKET ZONE TO INCLUDE THE CITY
OF BRAWLEY

WHEREAS, California Public Resources Code section 42010 provides for the establishment of the expanded Recycling Market Development Zone (“RMDZ”) program throughout the State to provide incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, the South San Diego RMDZ includes the cities of El Cajon, Santee, La Mesa, Lemon Grove, Coronado, National City, Imperial Beach, San Diego, all the unincorporated areas of southern San Diego County south of Interstate 8, the County of Imperial and all of the incorporated cities therein; and

WHEREAS, cities and counties must meet a fifty percent (50%) reduction in landfill waste disposal as mandated in the California Integrated Waste Management Act; and

WHEREAS, the South San Diego Country RMDZ is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist local jurisdictions to meet the established landfill reduction; and

WHEREAS, the City of Brawley, California (“the City”) wants existing and new recycling-based manufacturing businesses locating within the City to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the expansion of the South San Diego Country RMDZ is still necessary to facilitate local and regional planning, coordination, support of existing recycling-based manufacturing businesses as well as attract private sector recycling business investments to the region; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

WHEREAS, the California Legislature defines environmental justice as “the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies” [Government Code section 65040.2(e)], and has directed the California Environmental Protection Agency to conduct its programs, policies and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures and income levels, including minority populations and low-income populations of the state [Public Resources Code section 71110(a)]; and

WHEREAS, the California Department of Resources Recycling and Recovery, in its Strategic Plan, has adopted a goal to continuously integrate environmental justice concerns into all of the Board's programs and activities; and

WHEREAS the City of Chula Vista, as Lead Agency under the California Environmental Quality Act, has prepared, or caused to be prepared, a Negative Declaration for this zone expansion project that finds that the project will not have a significant impact on the environment.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF BRAWLEY,
CALIFORNIA DOES HEREBY RESOLVE AS FOLLOWS:

1. That the City Council of the City of Brawley, California ("the City Council") hereby approves the submittal of a South San Diego County Recycling Market Development Zone expansion application to include the cities of El Cajon, Santee, La Mesa, Lemon Grove, Coronado, National City, Imperial Beach, San Diego, all the unincorporated areas of southern San Diego County south of Interstate 8, the County of Imperial and all of the unincorporated cities therein ("the Application").
2. That the City Council hereby agrees to administer the expanded RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures and incomes, including but not limited to soliciting public participation in all communities within the expanded RMDZ.
3. That the City Manager or his designee is authorized to execute any documents related to the submittal of the Application once the County of San Diego has adopted the negative declaration, and any other necessary documents on behalf of the City, and the City Clerk is authorized to attest the Application.
4. That the Application will be on file at the City Clerk's Office and the City Clerk is directed to retain the Application referenced herein, as a permanent file.

PASSED AND ADOPTED at a regular meeting of the City Council of the City of Brawley, Brawley, California, held on the day of _____, 2013.

CITY OF BRAWLEY

Sam A. Couchman, Mayor

ATTEST:

Janet Smith, Deputy City Clerk

IMPERIAL VALLEY RESOURCE MANAGEMENT AGENCY

SERVING THE CITIES OF BRAWLEY, CALEXICO, CALIPATRIA, EL CENTRO,
HOLTVILLE, IMPERIAL, WESTMORLAND AND IMPERIAL COUNTY



December 21, 2012

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City of Brawley
Deputy City Clerk Janet Smith
383 Main Street
Brawley, CA 92227

RE: Requesting Resolution to approve the expansion of the South San
Diego Recycling Market Development Zone to include the City of Brawley

Dear Ms. Smith,

Please find enclosed a memory stick that includes information on the:

- Redesignation Application for the San Diego RMDZ
- Template Resolution for the City of El Centro
- Proposed Expansion of the San Diego County Recycling Market Development Zone (RMDZ)

RMDZs were established by the State to combine recyclable materials with business development and expansion, creating green jobs, and developing local markets for materials diverted from landfills. The RMDZ program does this by providing businesses with low interest business loans, offering free technical assistance, material sourcing assistance and marketing of products made with recycled content.

Chula Vista has requested the approved and signed Resolution from each jurisdiction for the proposed expansion be submitted in February 2013 to meet the State deadline.

If you have any questions, I can be reached at 760-337-4589.

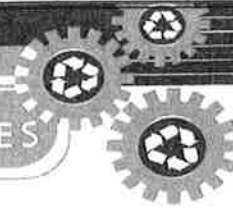
Thank you for your assistance in this matter.

Sincerely,


Bob Douthitt
Manager

Enclosure





PROPOSED EXPANSION OF THE SAN DIEGO COUNTY RECYCLING MARKET DEVELOPMENT ZONE (RMDZ)

The cities of Chula Vista and San Diego, along with the County of San Diego are considering expansion of the Recycling Market Development Zones (RMDZ) within San Diego County.

RMDZs were established by the State to combine recyclable materials with business development and expansion, creating green jobs, and developing local markets for materials diverted from landfills. The RMDZ program does this by providing businesses with low interest business loans, offering free technical assistance, material sourcing assistance and marketing of products made with recycled content. More information about the State program may be found at www.calrecycle.ca.gov/RMDZ.

There are approximately 33 zones throughout the State administered by the Department of Resources Recycling and Recovery (CalRecycle). The San Diego RMDZs are defined as follows:

North San Diego County Recycling Market Development Zone

Located 30 miles north of downtown San Diego via I-15 or I-5. The zone spans from the south, including Poway and the Mira Mesa area, to the northern communities of Fallbrook and Valley Center, and west to the coastal cities along the I-5 corridor. Partner jurisdictions include the cities of Carlsbad, Del Mar, Escondido, Oceanside, Poway, San Diego, San Marcos, Solana Beach, Vista, and the County of San Diego. More details are available at www.calrecycle.ca.gov/rmdz/NoSanDiego.

South San Diego's Recycling Market Development Zone

The south zone includes the City of Chula Vista; a portion of the City of San Diego referred to as Otay Mesa, which encompasses the southeastern most portion of the city; and an adjacent unincorporated area of the County of San Diego. The zone has over 7,500 acres zoned for industrial purposes. In addition, 1,416 acres of the zone have been designated a Foreign Trade Zone, which provides duty reductions and other benefits to importers, exporters, and certain product assemblers. More details are available at www.calrecycle.ca.gov/rmdz/SanDiego.

An expansion would allow all jurisdictions to be eligible to participate in the RMDZ, including the jurisdictions of Coronado, El Cajon, Imperial Beach, La Mesa, Lemon Grove, National City, Santee and the portions of the City of San Diego and the unincorporated areas of the County that are currently excluded. Expansion of this program could also transcend county boundaries to include the Imperial Valley cities of Brawley, Calexico, Calipatria, El Centro, Holtville, Imperial, Westmoreland and unincorporated County of Imperial. During the expansion process the name of this program will be changed to the more inclusive **San Diego/Imperial Valley Border Region Recycling Market Development Zone**.

Benefits for each jurisdiction may include the creation of green jobs, business recruitment and/or expansion, tax base expansion, reduced costs for waste management, an increased recycling rate and carbon emission reductions. Benefits for the region would be the establishment of additional local markets for recyclable materials.

The expansion of both the North San Diego and South San Diego County RMDZs will not have negative land use or environmental impacts. The RMDZ program does not supersede any current land use policies or regulations. The RMDZ does not relax any permitting or environmental regulations. Businesses which operate in the RMDZ must still meet the same zoning standards and obtain the same environmental permits and clearance as businesses that are not in the RMDZ. Therefore, it will be consistent with existing zoning, plans, and other applicable land use controls. Projects that apply for assistance through the RMDZ are required to be in compliance with all land use policies and regulations in order to qualify for assistance.

Some jurisdictions have little or no industrial zoning and may not be able to site a recycling facility. Although not capable of siting a recycling business, the support of all jurisdictions is respectfully requested in this expansion since all jurisdictions create waste and will benefit from regional solutions to manage waste materials.

RMDZ administrators from the North and South San Diego zones will be contacting each jurisdiction to arrange a meeting to discuss details and benefits of the RMDZ program. Please contact the RMDZ Administrators if have questions, need clarification or are ready to set up a meeting to discuss the proposed expansion.

North San Diego County RMDZ- Michael Wonsidler, County of San Diego, (858) 874-4081

South San Diego County RMDZ – Manuel Medrano, City of Chula Vista, (619) 585-5766

South San Diego Recycling Market Development Zone

Redesignation Application

**Prepared by
The City of San Diego
In Partnership with
The City of Chula Vista
&
The County of San Diego**

December 2002

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EXECUTIVE SUMMARY

The South San Diego Recycling Market Development Zone (South SD RMDZ) is currently operated through a partnership between the City of San Diego, the County of San Diego and the City of Chula Vista. The Zone combines the economic development and waste management goals of the three jurisdictions to create a strong mix of incentives for new recycled product manufacturing in the region.

The South SD RMDZ was originally designated by the State in 1992, with the City of San Diego providing Zone Administration. Market development activities focused on the Otay Mesa region of the City of San Diego and the County of San Diego, along the industrially-zoned US-Mexico border area. In 1999, the City of Chula Vista, which is contiguous with the original Zone, was added to the Zone. The Zone now consists of 7,500 acres zoned for industrial purposes.

The redesignation of the South SD RMDZ will result in continued support of the region's overall recycling market development efforts by ensuring that manufacturers that use recycled feedstock will have access to the benefits and incentives offered through the RMDZ program. This will allow for continued growth of the businesses within this sector, and assist the region's jurisdictions in meeting their State mandated waste diversion goals.

Upon redesignation of the South SD RMDZ, the participating jurisdictions will initiate a three-pronged marketing effort directed toward these targets: Jurisdiction-Specific, South SD RMDZ (Zone-wide), and San Diego/Southern California Region & Industry. These efforts are expected to develop a sufficient general awareness of the program to prospective recycled product manufacturing companies - those companies not yet within the Zone, as well as those companies that could potentially add remanufacturing capacity.

Primary goals for the redesignated South San Diego RMDZ include securing at least one RMDZ loan for a new or existing South SD RMDZ company every two-years beginning in Year 2; and securing at least 3,000 tons/year of new remanufacturing or recycling processing capacity within the overall South San Diego RMDZ by Year 2, at least 5,000 tons/year by Year 3, and at least 10,000 tons/year by Year 5.



THE CITY OF SAN DIEGO

December 31, 2002

Mr. Robert Baumann
California Integrated Waste Management Board, MS 11
P.O. Box 4025
Sacramento, CA 95812-4025

Dear Mr. Baumann:

Subject: Redesignation of the South San Diego RMDZ

Please process for approval the attached application for the redesignation of the existing South San Diego Recycling Market Development Zone (RMDZ). This application was prepared by the City of San Diego in partnership with the County of San Diego and the City of Chula Vista.

The redesignation of the South San Diego RMDZ will allow further development of recycling based businesses in the San Diego region. This will help to improve/develop local recycling and recycled end-product markets, reduce waste, create jobs, and reduce transportation costs and air pollution by reducing the number of vehicle trips required to take recyclables to Los Angeles based markets.

Please call me at (858) 492-5085 if you have any questions. You may also contact me by mail at the address listed below, or by E-Mail at KPrue@sanidiego.gov.

Sincerely,

KENNETH P. PRUE III
Recycling Specialist II and
South San Diego RMDZ Administrator

Attachment

KP



Environmental Programs Division • Environmental Services Department

9601 Ridgehaven Court, Suite 320 • San Diego, CA 92123

Tel (858) 492-5010 Fax (858) 492-5089

**RECYCLING MARKET DEVELOPMENT ZONE
RENEWAL APPLICATION (03/02)**

I. Zone Name: South San Diego Zone expiration date: March 31, 2002

II. Applicant Contact Information:

Name: <u>Ken Prue</u> Phone number: <u>(858) 492-5085</u> Fax: <u>(858) 492-5089</u>	Are you the Zone Administrator (ZA)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If no, name of ZA: _____
Mailing address: <u>City of San Diego</u> <u>Environmental Services Department</u> <u>9601 Ridgehaven Ct., Suite 320</u> <u>San Diego, CA 92123-1636</u>	Email address: <u>Kprue@sandiego.gov</u>

III. **Zone Geographical Description / Map:** Review Attachment A and make corrections as necessary. Since this information is posted on the RMDZ web site and accessed by the general public, it is critical that all data be accurate and up-to-date.

☒ Yes - changes are indicated on Attachment A (submit with Renewal Application)

☐ No - Zone information is accurate

IV. **Market Development Plan:** Please refer to Attachment B, which is a copy of the last Market Development Plan on file with the Board. Review this information carefully; if the information is not up-to-date, you must submit an updated Plan. Indicate below if the attached Plan is accurate.

☐ Yes - the attached market Development Plan is accurate

☒ No - an updated Market Development Plan is included with this Application

V. **Resolution/ordinance approvals:** In accordance with regulation 17914, you must submit a copy of the resolution/ordinance from each participating local jurisdiction within your RMDZ.

VI. **Notice of Determination:** In accordance with regulation 17914, please submit a copy of the Notice of Determination that has been filed with the State Clearinghouse in the Office of Planning and Research, as evidence with compliance with the CEQA.

I.C. GENERAL INFORMATION

The General Information section includes a letter of transmission from the South San Diego RMDZ Administrator, contact information, and the South San Diego RMDZ Mission Statement.

I.C.1. CONTACT PERSON

During the redesignation process, the contact person will be Ken Prue, of the City of San Diego Environmental Services Department. Mr. Prue is the current Zone Administrator. After redesignation, the Zone Administrator responsibility will shift to Michael Meacham, Special Operations Manager, of the City of Chula Vista. Each of the partner jurisdictions will take turns being the Zone Administrator, each serving two-year terms. The order will start with the City of Chula Vista, then the County of San Diego, and finally, the City of San Diego, before starting another cycle.

Contact During Redesignation: Ken Prue, Recycling Specialist II/RMDZ Administrator
City of San Diego, Environmental Services Department
9601 Ridgehaven Ct., Ste. 320, San Diego CA 92123
ph: 858-492-5085 fax: 858-492-5089
e-mail: kprue@sandiego.gov

Contact Post Redesignation: Michael Meacham, Special Operations Manager
City of Chula Vista, City Manager's Office
276 Fourth Avenue, Chula Vista CA 91910
ph: 619-691-5031, vm: 619-409-5870, fax: 619-409-5884
mmeacham@ci.chula-vista.ca.us

I.C.2. MISSION STATEMENT

Both the City of San Diego and the County of San Diego have adopted clear statements promoting the development of regional recycling markets, including activities outlined in the San Diego SRRE, legislative policy guidelines, and internal recycling market development goals. One such statement, adopted by the City of San Diego in 1994, supports "economic and environmental policies that encourage the development of environmentally-compatible industries that promote a sustainable use of U.S. and global resources, such as recycling, remanufacturing..." (source: City SD -- Sustainable Development Policy Guidelines) and other environmental industries.

The City of Chula Vista has adopted innovative economic development goals, which support the objectives of the RMDZ program. The current Chula Vista mission statement for economic development activities is "[to] creatively plan and facilitate physical improvements, economic development, and social benefits which enhance the quality of life for all people in the Chula Vista community." To achieve this mission, the City has targeted several industries for future industrial growth, including: import/export, maquiladora suppliers, high-tech, bio-tech, and enviro-tech.

The last, enviro-tech, refers to the broad environmental industry category that includes companies involved with alternative energy, conservation, hazardous and solid waste management, and environmental instrumentation and equipment. In order to promote these companies, the City of Chula Vista coordinated the successful application for federal funding to create an environmental business incubator and assistance center, the Border Environmental Commerce Alliance (BECA), which was home to over 20 small, environmental companies. The City continues efforts to locate similar companies through its Department of Economic Development.

In addition to the City of Chula Vista's general environmental business targeting, specific recycling market development goals were adopted in the Chula Vista SRRE, including:

- The promotion of recycled product purchasing by both the City and local businesses; and
- The attraction of manufacturing businesses to Chula Vista and the South San Diego Bay that use recyclable materials as feedstock.

Chula Vista RMDZ Mission Statement

By supporting the goals previously adopted by the City of San Diego and the County of San Diego, the mission for Chula Vista's RMDZ efforts will be to educate Chula Vista manufacturers regarding the economic benefits of using recycled materials; to encourage Chula Vista manufacturers to incorporate recycled content into their manufacturing processes; to create new local jobs through the attraction and expansion of recycled product manufacturers and collection infrastructure; and to increase demand for recyclables through market forces by promoting end-products and demand for recycled products.

I.D. ZONE GEOGRAPHIC DESCRIPTION/MAP

South San Diego

Recycling Market Development Zone

Zone Information

San Diego is the second largest city in California, with a population of 1.3 million people. The South San Diego's Recycling Market Development Zone (RMDZ) includes the City of Chula Vista, a portion of the City of San Diego referred to as Otay Mesa, which encompasses the southeastern most portion of the City of San Diego, and an adjacent unincorporated area of the County of San Diego. The zone has over 7,500 acres zoned for industrial purposes. In addition, 1,416 acres of the zone have been designated a Foreign Trade Zone, which provides duty reductions and other benefits to importers, exporters, and certain product assemblers. (See Zone Map)

Target Materials

Materials identified include cardboard, newspaper, mixed waste paper, high-grade ledger, wood, yard waste, glass, plastics, metals, and construction/demolition wastes.

Infrastructure

The existing transportation system provides easy access to all parts of the City of San Diego and the county. Three freeways provide excellent access to the South San Diego zone. In addition, there are adequate sewer, water, and electrical resources available for current and future development needs. The zone includes a port of entry into Mexico and a major customs facility. The completion of Route 125 will enhance the commercial and industrial connection between the City and County of San Diego Otay Region and Chula Vista's industrial areas.

Incentives

Expedited permit processing and employee recruitment assistance are available for businesses that site within the zone.

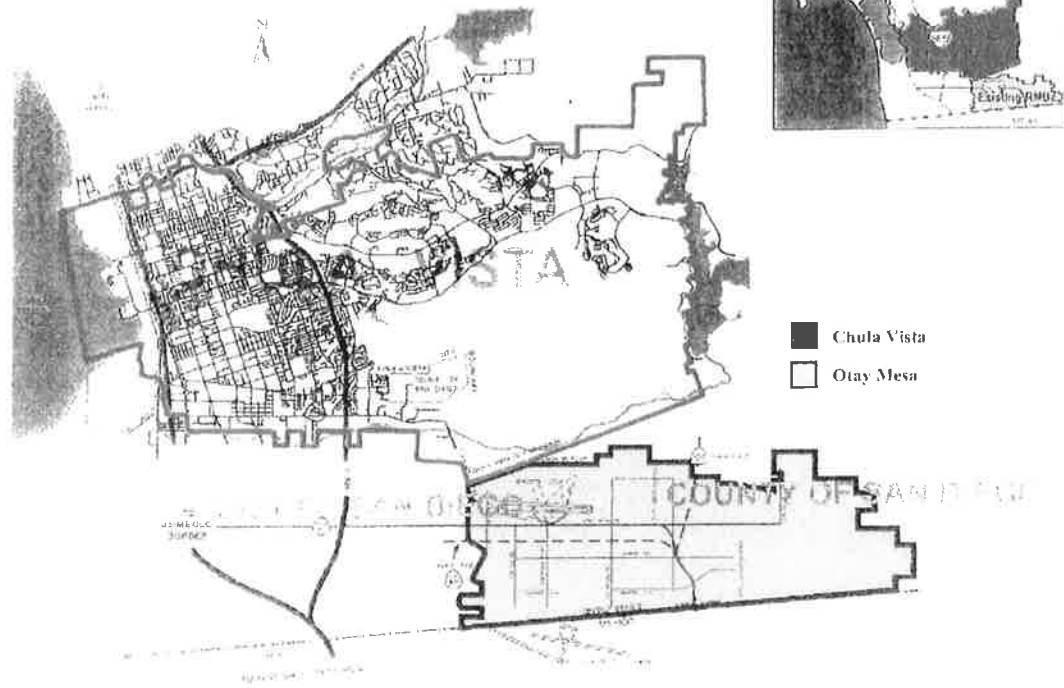
Because part of the South San Diego zone falls within the Otay Mesa and Chula Vista Enterprise Zones, special incentives are available to businesses that site within the Enterprise Zone. These include sales and use tax credits (up to \$1 million for individuals and \$20 million for corporations); tax credits on employee wages; and other tax savings for businesses, lenders and employees.

Contact Information

Ken Prue
City of San Diego
Environmental Services Department
9601 Ridgehaven Court, Suite 320
San Diego, CA 92123-1636
(858) 492-5085
(858) 492-5089 (fax)
E-mail: kprue@sandiego.gov

Barbra Voss
City of Chula Vista
Economic Development Department
263 Fig Avenue
Chula Vista, CA 91910
(619) 409-5888
bvoss@ci.chula-vista.ca.us

SOUTH SAN DIEGO RECYCLING MARKET DEVELOPMENT ZONE



297665

RESOLUTION NUMBER R-_____

ADOPTED ON FEB 24 2003

A RESOLUTION OF THE CITY OF SAN DIEGO
SUPPORTING RENEWAL OF THE SOUTH SAN DIEGO
RECYCLING MARKET DEVELOPMENT ZONE.

WHEREAS, California Public Resources Code section 42010 provides for the establishment of the Recycling Market Development Zone [RMDZ] program throughout the State to provide incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, the South San Diego RMDZ includes portions of the Cities of San Diego and Chula Vista and the County of San Diego; and

WHEREAS, cities and counties must meet a 50 percent reduction in landfill waste disposal as mandated in the California Integrated Waste Management Act; and

WHEREAS, the South San Diego RMDZ is dedicated to establishing, sustaining, and expanding recycling-based manufacturing businesses, which is essential for market development, attracting private sector recycling investments to the area, and assisting local jurisdictions in meeting the established landfill reduction goals; and

WHEREAS, the South San Diego RMDZ designation will expire in March 2003 unless redesignated by the California Integrated Waste Management Board; and

WHEREAS, the City of San Diego still desires existing and new recycling-based manufacturing businesses locating within the region to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the renewal of the South San Diego RMDZ is still necessary to facilitate local and regional planning, coordination, and support of existing recycling-based manufacturing businesses, as well as attract private sector recycling business investments to the region; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

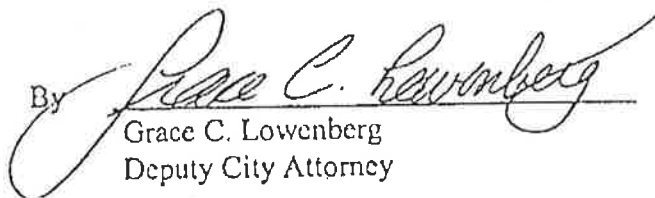
WHEREAS, the California Legislature has defined environmental justice as "the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies" (Government Code section 65040.12(e)), and has directed the California Environmental Protection Agency to conduct its programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state (Public Resources Code section 71110(a)); and

WHEREAS, the California Integrated Waste Management Board, in its Strategic Plan, has adopted a goal to continuously integrate environmental justice into all the Board's programs and activities; NOW, THEREFORE,

BE IT RESOLVED, by the Council of the City of San Diego, that the City Manager is hereby authorized and empowered to submit to the California Integrated Waste Management Board a joint application by the City of San Diego, County of San Diego, and City of Chula Vista for the renewal of the existing South San Diego Recycling Market Development Zone in the Otay Mesa and City of Chula Vista areas, and to execute all documents required by this application.

BE IT FURTHER RESOLVED, that the City Manager is further directed to administer the RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures, and incomes, including but not limited to soliciting public participation in all communities within the South San Diego RMDZ.

APPROVED: CASEY GWINN, City Attorney

By 
Grace C. Lowenberg
Deputy City Attorney

GCL:mb
02/06/03
Or.Dept:ESD
R-2003-980
Form=r+t.frm

**RESOLUTION APPROVING THE APPLICATION FOR THE REDESIGNATION OF
THE SOUTH SAN DIEGO RECYCLING MARKET DEVELOPMENT ZONE (RMDZ)**

WHEREAS, the California Public Resources Code Section 42010 provides for the establishment of the Recycling Market Development Zone (RMDZ) program throughout the State to provide incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, the South San Diego RMDZ includes the cities of San Diego and Chula Vista and the County of San Diego; and

WHEREAS, cities and counties must meet a 50 percent reduction in landfill waste disposal, as mandated in the California Integrated Waste Management Act; and

WHEREAS, the South San Diego RMDZ is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist local jurisdictions to meeting the established landfill reduction goals; and

WHEREAS, the South San Diego RMDZ designation will expire on March 31, 2003, unless redesignated by the California Integrated Waste Management Board; and

WHEREAS, the County of San Diego still desires existing and new recycling-based manufacturing businesses locating within the region to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the renewal of the South San Diego RMDZ is still necessary to facilitate local and regional planning, coordination, support of existing recycling-based manufacturing businesses, as well as attract private sector recycling business investments to the region; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

WHEREAS, redesignation of the RMDZ will not result in any change in land use as approved by the Board of Supervisors and reflected in the East Otay Mesa Land Use Plan, Sub Area I; and

WHEREAS, the California Legislature has defined environmental justice as "the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies" [Government Code section 65040.12(e)], and has directed the California Environmental Protection Agency to conduct its programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state [Public Resources Code section 71110(a)]; and

WHEREAS, the California Integrated Waste Management Board, in its Strategic Plan, has adopted a goal to continuously integrate environmental justice concerns into all of the Board's programs and activities.

NOW, THEREFORE, the Board of Supervisors of the County of San Diego resolves as follows:

1. Approves submittal of a Recycling Market Development Zone renewal application to include the Cities of San Diego and Chula Vista and the County of San Diego.
2. Supports the City of San Diego as lead agency to coordinate, process, and execute all contracts, agreements, amendments, and ancillary documents within the scope of the proposed zone application.
3. Supports designation of the City of San Diego to serve as lead agency for purposes of responding to mandates of the California Environmental Quality Act as it relates to the application for the redesignation of the South San Diego Recycling Market Development Zone.
4. Supports the City of San Diego to administer the RMDZ program in a manner that seeks to ensure the fair treatment of people of all races, cultures and incomes, including but not limited to soliciting public participation in all communities within the RMDZ.

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the foregoing Resolution was passed and adopted by the Board of Supervisors, County of San Diego, State of California, on the 29 day of January, 2003, by the following vote:

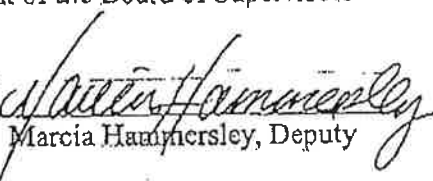
AYES: Cox, Jacob, Slater, Roberts, Horn

STATE OF CALIFORNIA)
County of San Diego)^{ss}

I hereby certify that the foregoing is a full, true and correct copy of the Resolution entered in the Minutes of the Board of Supervisors.

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors

By:


Marcia Hammersley, Deputy



APPROVED AS TO FORM AND LEGALITY
COUNTY COUNSEL

BY


SENIOR DEPUTY

ACTION:

ON MOTION of Supervisor Jacob, seconded by Supervisor Slater, the Board of Supervisors took action as recommended, on Consent, adopting Resolution No. 03-020, entitled: RESOLUTION APPROVING THE APPLICATION FOR THE REDESIGNATION OF THE SOUTH SAN DIEGO RECYCLING MARKET DEVELOPMENT ZONE (RMDZ).

AYES: Cox, Jacob, Slater, Roberts, Horn

State of California)
County of San Diego)SS

I hereby certify that the foregoing is a full, true and correct copy of the Original entered in the Minutes of the Board of Supervisors.

THOMAS J. PASTUSZKA
Clerk of the Board of Supervisors



By Harold R. Randolph
Harold R. Randolph, Deputy

RESOLUTION NO. 2002-502

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
CHULA VISTA SUPPORTING RENEWAL OF THE SOUTH
SAN DIEGO RECYCLING MARKET DEVELOPMENT ZONE

WHEREAS, the California Public Resources Code Section 42010 provides for the establishment of the Recycling Market Development Zone (RMDZ) program throughout the State to provide incentives to stimulate development of post-consumer and secondary materials markets for recyclables; and

WHEREAS, the South San Diego RMDZ includes the Cities of San Diego and Chula Vista and the County of San Diego; and

WHEREAS, cities and counties must meet a 50 percent reduction in landfill waste disposal as mandated in the California Integrated Waste Management Act; and

WHEREAS, the South San Diego RMDZ is dedicated to establishing, sustaining and expanding recycling-based manufacturing businesses, which is essential for market development and to assist local jurisdictions to meeting the established landfill reduction goals; and

WHEREAS, the South San Diego RMDZ designation will expire in March 2003 unless re-designated by the California Integrated Waste Management Board; and

WHEREAS, the City of Chula Vista still desires existing and new recycling-based manufacturing businesses locating within the region to be eligible for the technical and financial incentives associated with the RMDZ program; and

WHEREAS, the renewal of the South San Diego RMDZ is still necessary to facilitate local and regional planning, coordination, support of existing recycling-based manufacturing businesses, as well as attract private sector recycling business investments to the region; and

WHEREAS, the current and proposed waste management practices and conditions are favorable to the development of post-consumer and secondary waste materials markets; and

WHEREAS, the California Legislature has defined environmental justice as "the fair treatment of people of all races, cultures, and incomes with respect to the development, adoption, implementation, and enforcement of environmental laws, regulations, and policies" [Government Code section 65040.12(e)], and has directed the California Environmental Protection Agency to conduct its programs, policies, and activities that substantially affect human health or the environment in a manner that ensures the fair treatment of people of all races, cultures, and income levels, including minority populations and low-income populations of the state [Public Resources Code section 71110(a)]; and


WHEREAS, the California Integrated Waste Management Board, in its Strategic Plan, has adopted a goal to continuously integrate environmental justice concerns into all of the Board's programs and activities.

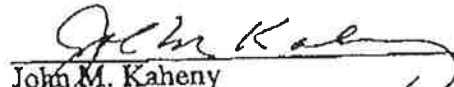
NOW, THEREFORE, the City Council of the City of Chula Vista does hereby resolve the following:

1. Approve the submittal of a Recycling Market Development Zone renewal application to include the Cities of San Diego and Chula Vista and the County of San Diego.
2. Agree to administer the RMDZ program in a manner consistent with state laws applicable to local jurisdictions regarding environmental justice.

Presented by


Approved as to form by


Michael Meacham
Special Operations Manager


John M. Kaheny
City Attorney

PASSED, APPROVED, and ADOPTED by the City Council of the City of Chula Vista, California, this 10th day of December, 2002, by the following vote:

AYES:	Councilmembers:	Davis, Rindone, Salas, McCann and Padilla
NAYS:	Councilmembers:	None
ABSENT:	Councilmembers:	None


Stephen Padilla, Mayor

ATTEST:


Susan Bigelow, City Clerk

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO)
CITY OF CHULA VISTA)

I, Susan Bigelow, City Clerk of Chula Vista, California, do hereby certify that the foregoing Resolution No. 2002-502 was duly passed, approved, and adopted by the City Council at a regular meeting of the Chula Vista City Council held on the 10th day of December, 2002.

Executed this 10th day of December, 2002.


Susan Bigelow, City Clerk

II. MARKET DEVELOPMENT PLAN

The redesignation of the South SD RMDZ will result in continued support of the region's overall recycling market development efforts by ensuring that manufacturers that use recycled feedstock will have access to the benefits and incentives offered through the RMDZ program. This will allow for continued growth of the businesses within this sector, and assist the region in meeting their State mandated waste diversion goals.

II.A. ADMINISTRATION & BUDGET

The South SD RMDZ was established in 1992 as a partnership between the City of San Diego and the County of San Diego, with the City of San Diego Environmental Services Department providing administration and coordination of recycling market development activities. The City of Chula Vista became a partner in 1999. Most funding for RMDZ projects has been in the form of dedicated staff time from the City of San Diego Environmental Services Department, the City of San Diego Economic Development Services, the County of San Diego Public Works Department, the City of Chula Vista Community Development Department, the City of Chula Vista Special Operations Manager, and partner economic development groups such as the Otay Mesa Chamber of Commerce and the San Diego Regional Economic Development Corporation. It is estimated that over \$50,000 has been spent on promotional materials, trade shows, mailings, recycling market studies, and other RMDZ activities since establishment of the South SD RMDZ.

The partner jurisdictions will meet twice per year, or more frequently as needed to discuss South SD RMDZ related issues, plan outreach efforts, etc. This coordinating group will provide technical input, policy direction, and coordinate the resources that will be used to promote and administer the RMDZ. More specifically, the Coordinating Group will:

- Assess contacts made with the companies interested in siting facilities in the RMDZ;
- Evaluate any specific regulatory needs or issues for individual recycling and remanufacturing companies within the RMDZ;
- Coordinate marketing efforts of the RMDZ;
- Explore ways to improve the incentive structure of the RMDZ;
- Receive and discuss status reports from the RMDZ Administrator;
- Work to involve local financial institutions in RMDZ goals;
- Discuss policy issues that have been raised by City or County management; and
- Coordinate any additional administrative needs of the RMDZ.

Representatives from outside organizations such as the California Trade & Commerce Agency, chambers of commerce, and other related groups will be invited and encouraged to participate in the South SD RMDZ. The following is a description of the specific organizations that will be involved in the redesignated South SD RMDZ and the roles their staff will play in the administration of the Zone. As described above, the role of overall Zone Administrator will rotate between the three partner jurisdictions every two years. The jurisdictions will each use their own discretion in selecting the staff member who will be responsible for this function.

City of San Diego

The City's efforts will be conducted by staff from the Environmental Services and Economic Development Departments. The following is a description of the roles key staff will play:

Recycling Specialist II, Environmental Services Department: Shall work with businesses to promote the intent and spirit of the RMDZ program as part of their regular contact with businesses, and at City and regional special events. The Specialist will also help to develop and distribute Zone promotional materials and play a key role in the business contact team when businesses express an interest in the RMDZ. The Specialist will also attend CA RMDZ Zoneworks programs whenever possible.

Recycling Specialist III, Supervising Recycling Specialist, and Recycling Program Manager, Environmental Services Department: shall provide technical assistance, guidance and approval to Recycling Specialist II on key elements of the City's RMDZ Program related efforts. Will be part of the City's RMDZ contact team.

Enterprise Zone Manager, Economic Development Department: Shall work with businesses to promote the intent and spirit of the RMDZ program as part of their regular contact with businesses, and at City and regional special events. The Enterprise Zone Manager will also help to develop and distribute Zone promotional materials and play a key role in the business contact team when businesses express an interest in the RMDZ. The Enterprise Zone Manager will also attend CA RMDZ Zoneworks programs whenever possible.

County of San Diego

The County's efforts will be conducted by staff from the Department of Public Works and the Office of Trade and Business Development. The following is a description of the roles key staff will play:

Recycling Specialist II, Department of Public Works: shall work with businesses to promote the intent and spirit of the RMDZ program as part of their regular contact with businesses, and at County and regional special events. The Specialist will also help to develop and distribute Zone promotional materials and play a key role in the business contact team when businesses express an interest in the RMDZ. The Specialist will attend CA RMDZ Zoneworks programs whenever possible.

Recycling Coordinator, Department of Public Works: shall provide technical assistance, guidance and approval to Recycling Specialist II on key elements of the County's RMDZ Program related efforts. Will be part of the County's RMDZ contact team.

Office of Trade & Business Development: shall provide technical assistance and outreach as needed. Staff will vary with the location of the property.

City of Chula Vista

Staff from the Community Development Department and the City Manager's Office will conduct the City's efforts. The following is a description of the roles key staff will play:

Community Development Specialist, Community Development: Shall work with businesses in recruitment and retention programs within Community Development to promote the intent and spirit of the RMDZ program as part of their regular contact with businesses, and at City and regional special events. The Specialist will also help to develop and distribute Zone promotional materials, and shall work as part of the contact team when businesses express an interest in the RMDZ. The Specialist will attend CA Zoneworks workshops whenever possible.

Special Operations Manager, City Manager's Office: Shall work with businesses through the Chula Vista Integrated Waste Management Program to promote participation in the RMDZ program. Will help develop and implement Zone promotions, develop and secure funding sources, prepare the budget and act as liaison with the other Zone partners and jurisdictions. Will play a key role in the business contact team when businesses express an interest in the RMDZ and will attend CA RMDZ Zoneworks programs whenever possible.

Solid Waste and Recycling Specialist, City Manager's Office: Shall work directly with businesses to recruit participation in the RMDZ while implementing solid waste and recycling programs. The Specialist will also be a member of the business contact team.

Additional Assistance from Specific Individuals & Organizations

Chambers of Commerce: The South SD RMDZ receives support from the Otay Mesa, Chula Vista, and San Diego Regional Chamber of Commerce. The Chambers assist in identifying new, potential RMDZ companies, as well as provide a source of information for general business activities throughout the South SD RMDZ.

San Diego Regional Economic Development Corporation (SDEDC): The SDEDC is a regional, non-profit organization that is funded by public- and private-sector sources to assist in the creation of employment opportunities throughout the Greater San Diego region. SDEDC provides business attraction and retention assistance, as well as site referrals for new or expanding businesses. These activities will be continued in relation to the South SD RMDZ.

CA Trade & Commerce Agency: This agency provides economic development and business retention support to businesses and local economic development agencies.

Southwestern College Small Business Development & International Trade Center (SBDITC): The SBDITC, located in Chula Vista, will provide additional business counseling services to small and start-up RMDZ companies, as well as market research and business plan development assistance. In addition, the SBDITC will provide the coordinating group with leads for potential RMDZ companies.

CHART 1: RMDZ Partners

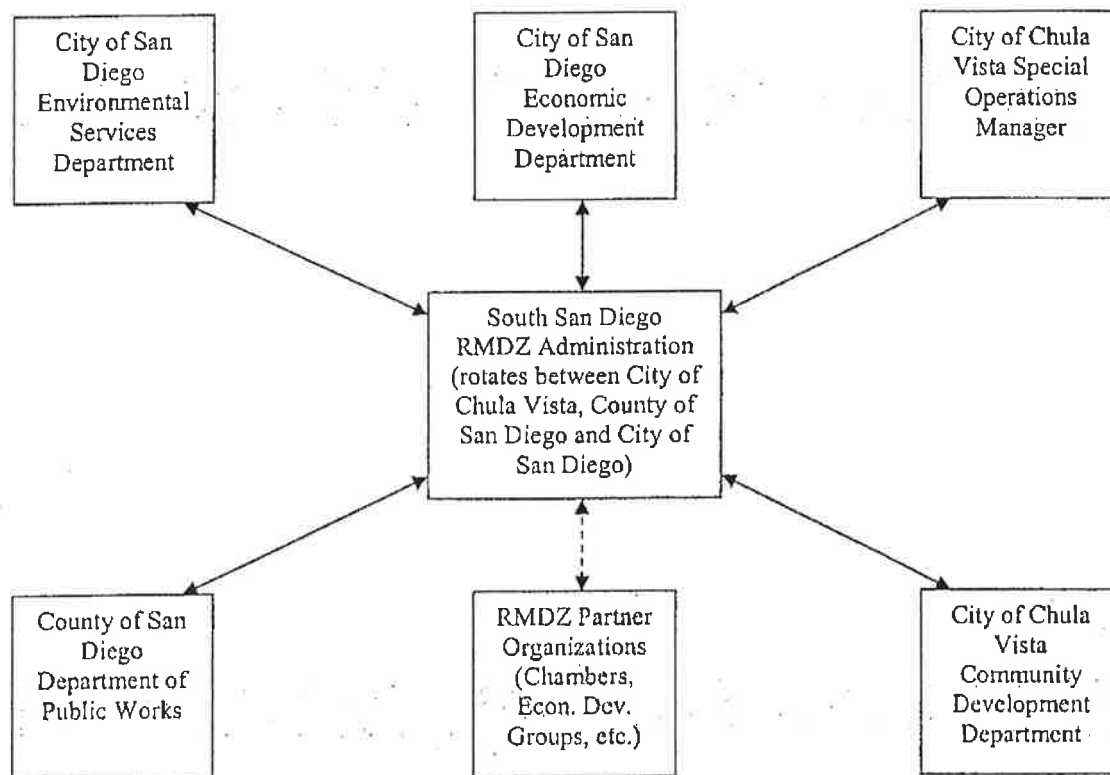
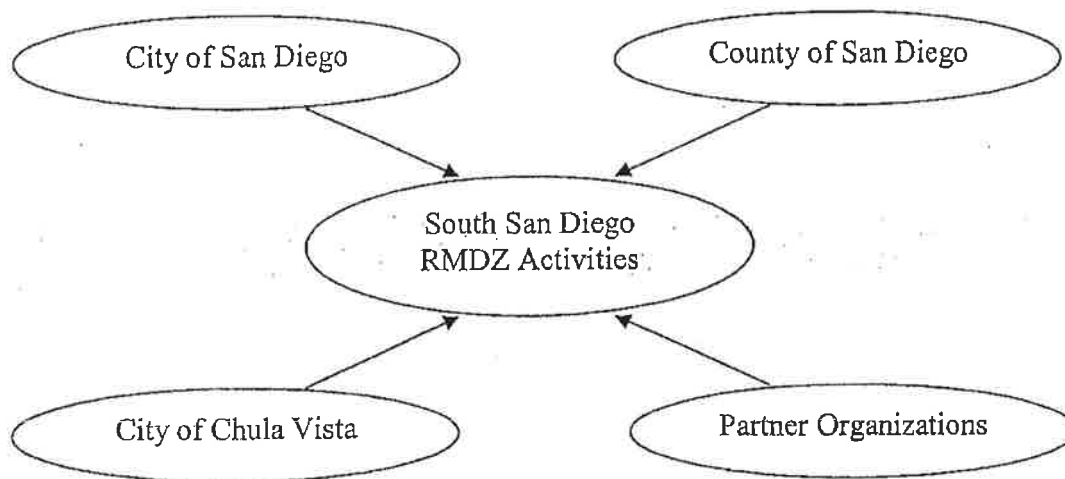


CHART 2: RMDZ General Partners



Chula Vista RMDZ Budget Allocations

The following is the proposed annual budget for the Chula Vista Recycling Market Development Zone. Figures include existing budgeted items and in-kind support from the Special Operations Manager (within the City Manager's Office), and the Community Development Department; as well as supplemental funding that will be obtained following Zone designation:

Existing Budget & In-Kind Support	
Human Resources	\$ 25,000
Special Operations Manager (15% FTE)	
Community/Economic Development (10% FTE)	
Solid Waste and Recycling Specialist (5% FTE)	
Clerical Support (10% FTE)	
General Postage, Printing & Promotional Expenses	\$ 5,000
Telephone, Fax	\$ 500
Displays & Promotional Support Materials	\$ 3,500
Office & Storage Space, Clerical Support	\$ 7,000
Supplemental Budget Request	
Printing, Binding & Advertising (including RMDZ information in existing brochures, and/or development of regional brochure)	\$ 5,000
Postage (Target mailings for workshops, RMDZ promotion among existing businesses or new end-users of targeted post-consumer materials)	\$ 500
Promotional Expenses (Graphics and other materials for display or advertising at trade shows and economic-development related events)	\$ 500
Transportation Expenses (Funding to include Community Development staff in key recycling trade shows)	\$ 500
Other Commodities & Supplies (office supplies, meeting supplies and miscellaneous expenses for local workshops and other forms of promoting the RMDZ among existing and potential businesses)	\$ 300
Total Existing & Supplemental RMDZ Budget	\$ 47,800

City of San Diego RMDZ Budget Allocation

Existing Budget & In-Kind Support	
Human Resources	\$ 25,950
Recycling Specialist II (15% FTE)	
Recycling Specialist III (5% FTE)	
Supervising Recycling Specialist (1% FTE)	
Recycling Program Manager (1% FTE)	
Enterprise Zone Manager	
General Postage, Printing & Promotional Expenses	\$ 5,000
Telephone, Fax, and Computer Support	\$ 1,000
Displays & Promotional Support Materials	\$ 1,000

Clerical and Administrative Support	\$ 5,000
Supplemental Budget Request	
Printing, Binding & Advertising (including RMDZ information in existing brochures, and/or development of regional brochure)	\$ 1,000
Postage (Target mailings for workshops, RMDZ promotion among existing businesses or new end-users of targeted post-consumer materials)	\$ 500
Promotional Expenses (Graphics and other materials for display or advertising at trade shows and economic-development related events)	\$ 500
Transportation Expenses (Funding to include Community Development staff in key recycling trade shows)	\$ 500
Other Commodities & Supplies (office supplies, meeting supplies and miscellaneous expenses for local workshops and other forms of promoting the RMDZ among existing and potential businesses)	\$ 300
Total Existing & Supplemental RMDZ Budget	\$ 40,750

County of San Diego RMDZ Budget Allocation

Existing Budget & In-Kind Support	
Human Resources	\$ 8,400
Recycling Coordinator (5% FTE)	
Recycling Specialist II (5% FTE)	
Office Expenses	\$ 7,700
Total Annual County SDRMDZ Budget	\$ 16,100

II.B. FEEDSTOCK ANALYSIS

Waste generators located within the City of San Diego dispose of approximately 1.7 million tons of solid waste annually. This represents approximately half the waste disposed by generators within San Diego County. The City of San Diego conducts regular waste composition studies to evaluate its waste stream and waste diversion efforts. The most recent study was conducted in 1999 and 2000.

The composition of waste disposed by generators located within the City of San Diego was determined by considering municipal solid waste (MSW) and construction & demolition (C&D) waste disposed by the residential, commercial, military, and all C&D sectors. In producing the overall waste composition profile, the composition results for each sector were weighted in proportion to the tonnage contributed by that sector to overall 1999 in-city waste disposal. The tonnages for each sector are shown in Table 1, and their relative proportions are shown in Figure 1. These composition percentages and tonnages could be doubled to get rough estimates of the amounts of materials that could potentially be available within the County in addition to what is currently diverted from the wastestream.

The San Diego region contains three large-scale landfills: The City of San Diego's Miramar Landfill, and the Otay and Sycamore Landfills, which are owned and operated by Allied Waste Industries (Allied). In addition, Allied operates other smaller landfills, and Allied and other companies operate transfer stations in the region. A map of these facilities is included as Map 1.

Materials that are currently diverted in the area include a wide range of materials, which could be used as feedstock by RMDZ businesses. Diverted materials come from public and private source separated and commingled drop-off and collection programs. There are a number of facilities in the region that process materials such as inerts (concrete, asphalt, etc.), green waste, curbside commodities, fibers, containers, and reusable materials. Please note that market prices received for these recyclables are one factor that will determine which materials are targeted by RMDZ businesses and in RMDZ outreach efforts.

Examples of materials that are collected and processed through commingled curbside collection programs are provided by the Cities of San Diego and Chula Vista (see tables 4, 5 and 6 below). The commodities collected by The City of San Diego represent between 2.0% - 2.5% of its overall waste diversion rate. The City of San Diego completed its final program expansion in November 2001, and estimates it will collect between 70,000 tons and 72,000 tons annually now that expansion has been completed. In addition, the City collects between 34,000 tons and 36,000 tons of residentially generated green waste annually.

Additional diversion of the following materials would most benefit the waste diversion efforts of the partner jurisdictions: Construction & Demolition waste (mixed and source separated), food, paper, yard waste, and specifically for the City of San Diego, sewage solids (the City processes the bulk of the wastewater within the County, and the disposal tonnage counts solely against the City, rather than the jurisdictions that generated the waste).

**TABLE 1: TONS OF SAN DIEGO
WASTE DISPOSED, BY SECTOR**

Sector	1999 Tons
Total MSW	1,022,755
Single-family MSW	311,246
Multifamily MSW	224,048
Commercial MSW	451,799
Military MSW	35,662
Total C&D Waste	657,455
Residential C&D	59,535
Military C&D	66,389
Commercial C&D	322,496
City Department C&D	209,035
Total In-City	1,680,211

FIGURE 1: SAN DIEGO WASTE DISPOSED, BY SECTOR

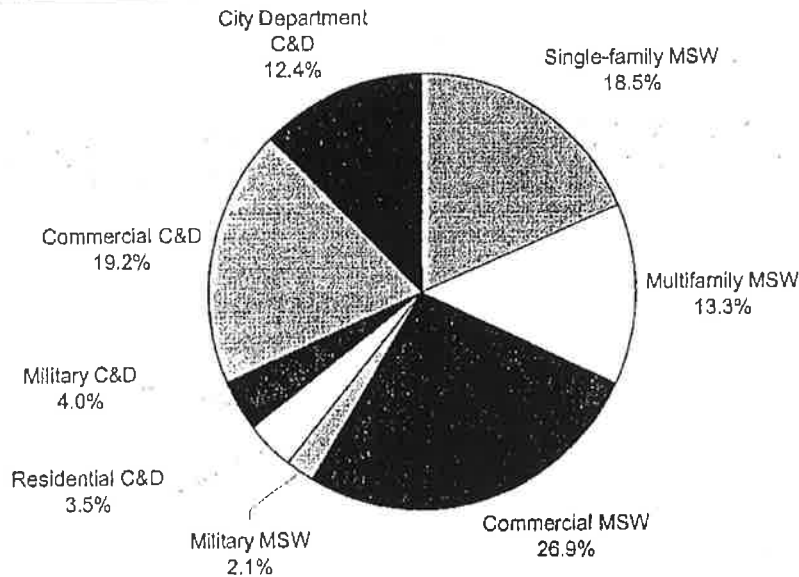


Table 2 shows the most prevalent materials that account for approximately 69% of waste disposed by generators located within the City of San Diego. Figure 2 depicts the major material categories present in disposed San Diego waste, and Table 3 presents a detailed profile of the overall disposed waste stream.

TABLE 2: MOST PREVALENT MATERIALS IN WASTE GENERATED IN-CITY

Material Type	Est. Pct.	Est. Tons	Cumulative Pct.
Recyclable Paper	15.7%	263,917	15.7%
Rock, Soil and Fines	9.4%	157,887	25.1%
Food	8.3%	139,758	33.4%
Sewage Solids	7.2%	120,560	40.6%
Recyclable Yard Waste	7.2%	120,527	47.8%
Treated Lumber	5.3%	89,778	53.1%
Remainder/Composite Paper	4.9%	82,981	58.1%
Concrete	4.1%	69,435	62.2%
Non-Treated Lumber	3.8%	63,628	66.0%
Carpet & Carpet Padding	3.0%	50,463	69.0%

Definitions of recyclable materials listed in this table can be found on page 56 (Appendix C).

FIGURE 2: MAJOR MATERIAL CATEGORIES IN OVERALL DISPOSED WASTE

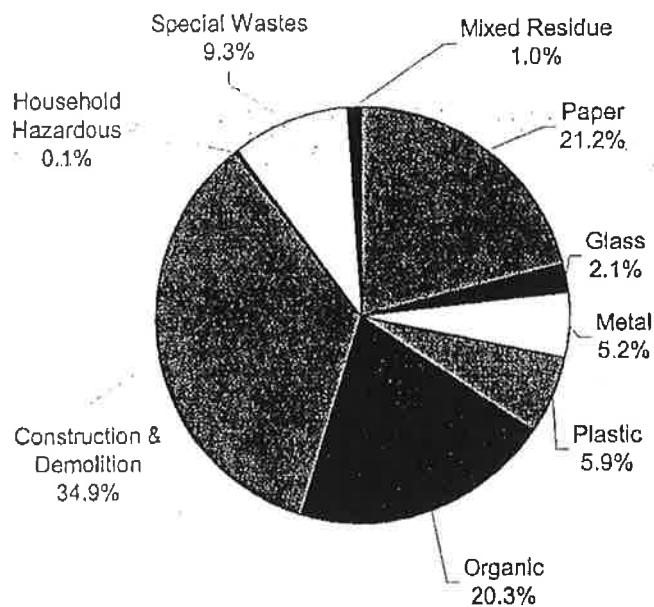


TABLE 3: OVERALL COMPOSITION OF DISPOSED SAN DIEGO WASTE

Calculated at 90% confidence interval	Percent	+ / -	Tons	Percent	+ / -	Tons
PAPER	21.2%		356,578			341,874
Uncoated Corrugated Cardboard	5.1%	0.6%	85,299	20.3%	0.7%	139,758
Waxed Corrugated Cardboard	0.6%	0.5%	9,680	8.3%	0.7%	70,193
Paper Bags	0.5%	0.1%	9,063	4.2%	0.5%	50,334
Newspaper	3.7%	0.3%	61,961	3.0%	0.2%	15,661
White Ledger Paper	1.2%	0.2%	20,046	0.9%	0.0%	0
Colored Ledger Paper	0.3%	0.2%	4,215	0.0%	0.0%	210
Computer Paper	0.1%	0.0%	1,148	0.0%	0.0%	22,754
Other Office Paper	0.4%	0.1%	6,540	1.4%	0.2%	19,740
Magazines and Catalogs	0.9%	0.1%	15,602	1.2%	0.2%	23,226
Phone Books and Directories	0.3%	0.1%	5,125	1.4%	0.2%	586,157
Other Miscellaneous Paper	3.3%	0.5%	54,918	34.9%		CONSTRUCTION & DEMOLITION
Remainder/Composite Paper	4.9%	0.5%	82,981	4.1%	0.7%	69,435
GLASS	2.1%		34,626	0.5%	0.2%	8,496
CRV Clear Bottles	0.5%	0.1%	7,757	2.5%	0.6%	41,197
Non-CRV Clear Bottles and Containers	0.3%	0.1%	5,869	3.8%	0.8%	63,628
CRV Brown Bottles	0.2%	0.0%	3,923	5.3%	0.6%	89,778
Non-CRV Brown Bottles and Containers	0.0%	0.0%	422	2.6%	0.3%	43,333
CRV Other Colored Bottles	0.3%	0.1%	5,534	9.4%	0.8%	157,887
Non-CRV & Other Colored Bottles and Containers	0.1%	0.0%	1,449	1.1%	0.3%	18,014
Flat Glass	0.4%	0.3%	7,361	3.0%	0.9%	50,463
Remainder/Composite Glass	0.1%	0.0%	2,310	2.6%	0.4%	43,927
METAL	5.2%		86,682	0.1%		HOUSEHOLD HAZARDOUS
Tin/Steel Cans	0.6%	0.1%	9,480	0.0%	0.0%	Paint
Major Appliances	0.0%	0.0%	727	0.0%	0.0%	Vehicle and Equipment Fluids
Other Ferrous Metal	2.6%	0.7%	43,525	0.0%	0.0%	Used Oil
CRV Aluminum Cans	0.2%	0.0%	2,558	0.1%	0.0%	Batteries
Non-CRV Aluminum Cans	0.0%	0.0%	257	0.1%	0.0%	Remainder/Composite Household Hazardous
Other Non-Ferrous Metal	0.3%	0.1%	4,863	9.3%		SPECIAL WASTES
Remainder/Composite Metal	1.5%	0.4%	25,272	0.0%	0.0%	Ash
PLASTIC	5.9%		98,545	7.2%	0.0%	Sewage Solids
CRV HDPE Containers	0.2%	0.0%	3,914	0.2%	0.2%	Industrial Sludge
Non-CRV HDPE Containers	0.1%	0.0%	1,391	0.1%	0.2%	Treated Medical Waste
CRV PETE Containers	0.1%	0.0%	1,347	1.3%	0.4%	Bulky Items
Non-CRV PETE Containers	0.3%	0.0%	4,970	0.1%	0.1%	Tires
Miscellaneous Plastic Containers	0.4%	0.1%	6,383	0.4%	0.1%	Remainder/Composite Special Waste
Film Plastic	2.8%	0.3%	46,649	1.0%		MIXED RESIDUE
Durable Plastic Items	0.9%	0.2%	15,357	1.0%	0.1%	Mixed Residue
Remainder/Composite Plastic	1.1%	0.1%	18,533	100.0%		Total Percent
Sample Count	1,361		Total 1999 Tons			1,680,211

Table 4
City of San Diego
2001 Curbside Commodity Recycling Program Tonnages

Material	Tons Received	Percent of Stream
Newspaper	23,826.8	43.8%
Cardboard	8,083.7	14.9%
Mixed Paper	13,267.7	24.4%
Aluminum Scrap	12.8	0.0%
Aluminum CRV	252.3	0.5%
Tin Cans	813.9	1.5%
Flint Glass Scrap	219.3	0.4%
Flint Glass CRV	228.2	0.4%
Brown Glass Scrap	141.4	0.3%
Brown Glass CRV	148.0	0.3%
Green Glass Scrap	232.4	0.4%
Green Glass CRV	241.2	0.4%
Three Color Glass Scrap	2,456.3	4.5%
Three Color Glass CRV	2,553.1	4.7%
PET Plastic Scrap	220.2	0.4%
PET CRV	598.4	1.1%
HDPE (N) Scrap	507.0	0.9%
HDPE (N) CRV	196.2	0.4%
HDPE (C) Scrap	291.0	0.5%
HDPE (C) CRV	113.3	0.2%
Subtotal	54,403.1	100.0%
Contamination/Residue	4,305.4	7.3%
Total Tons	58,708.5	

TONS

CHULA VISTA RESIDENTIAL

JANUARY 2002 - DECEMBER 2002

RESIDENTIAL	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
3-COLOR	57.01	44.42	58.62	81.42	101.52	96.26	108.51	104.36	99.50	109.66			861.28
AMBER	15.18	12.86	3.41	4.74	5.91	5.61	6.32	6.08	5.81	6.39			72.31
FLINT	36.75	28.62	4.96	6.89	8.59	8.14	9.18	8.83	8.44	9.28			129.69
GREEN	12.01	10.15	4.39	6.10	7.60	7.21	8.13	7.82	7.47	8.21			79.09
HDPE-CLEAR	17.82	13.63	9.84	13.66	17.04	16.15	18.21	17.51	16.74	18.40			159.01
HDPE-COLOR	14.16	10.71	6.10	8.47	10.56	10.01	11.29	10.86	10.37	11.41			103.94
PET	19.18	14.51	10.89	15.13	18.87	17.89	20.17	19.40	18.53	20.38			174.84
TIN	23.70	18.50	12.28	17.05	21.26	20.16	22.73	21.86	20.89	22.97			201.39
ALUMINUM	5.27	4.04	3.58	4.97	6.20	5.87	6.62	6.37	6.09	6.69			55.70
ONP	355.61	303.80	323.34	449.11	559.99	530.97	598.58	575.84	550.09	604.91			4852.02
MIXED PAPER	137.58	117.53	184.64	256.45	318.77	303.20	341.80	328.71	314.12	345.42			2649.23
CARDBOARD	84.53	72.21	134.23	186.44	232.47	220.43	262.04	238.97	228.36	251.12			1910.81
CURBSIDE OIL	0.97	0.79	0.78	0.98	0.91	0.80	0.99	0.94	0.64	0.90			8.71
OIL FILTERS	0.08	0.06	0.06	0.07	0.05	0.04	0.06	0.08	0.05	0.06			0.60
TRASH	15.87	18.13	58.75	78.82	98.28	93.19	103.05	101.03	96.55	108.17			769.83
TOTALS	796.73	669.95	813.87	1130.30	1409.04	1335.95	1519.67	1448.45	1383.63	1521.97	0.00	0.00	12028.55

Number of Homes	41,838	41,700	41,525	41,953	41,966	42,711	42,490	43,010	43,024	43,050			423,267
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YARD WASTE TONNAGE	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
RESIDENTIAL	1,005.97	842.48	1,138.18	1,462.01	1,570.49	1,439.18	1,759.51	1,640.08	1,787.51	1,613.32			14,258.73

TRASH TONNAGE	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
RESIDENTIAL	3,815.22	3,166.71	3,385.88	3,307.50	3,318.42	3,200.59	3,637.10	3,507.79	3,266.22	3,321.77			33,927.20

Residential Revenue 2002	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
Residential Revenue 2001	55,917.27	44,489.53	18,601.26	30,325.60	45,938.88	67,859.37	68,076.03	85,039.64	49,056.24	57,766.58			600,063.36
	60,179.67	47,871.78	59,957.37	55,656.19	56,803.79	53,755.46	55,215.46	55,126.90	47,052.56	59,182.49	57,267.05	55,079.77	663,248.11

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CHULA VISTA MULTIFAMILY HOSPITALITY COMMERCIAL
JANUARY 2002 - DECEMBER 2002

MULTIFAMILY HOSPITALITY	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
3-COLOR	8.45	5.37	7.01	5.58	5.37	8.22	9.14	7.59	5.17				65.59
AMBER	1.56	1.55	1.18	0.80	0.83	0.75	0.83	0.67	0.76				8.95
FLINT	4.02	3.59	3.04	2.06	2.13	1.92	2.21	1.73	1.95				23.06
GREEN	1.24	1.23	0.94	0.64	0.66	0.60	0.63	0.54	0.51				7.14
HDPE-CLEAR	2.07	1.84	1.61	1.16	1.20	1.29	1.45	1.18	1.30				13.12
HDPE-COLOR	1.25	1.19	0.96	0.66	0.68	0.63	0.76	0.60	0.67				7.44
PET	1.94	1.85	1.49	1.03	1.06	1.03	1.18	0.93	1.04				11.56
TIN	2.07	1.49	1.68	1.31	1.35	1.76	1.97	1.64	1.75				15.02
ALUMINUM	0.39	0.36	0.30	0.21	0.22	0.22	0.25	0.20	0.22				2.38
ONP	39.07	34.73	40.60	43.52	44.56	40.55	46.71	36.58	41.29				365.10
MIXED PAPER	8.93	7.94	9.29	9.95	10.29	9.29	10.68	8.38	9.44				84.16
CARDBOARD	1.46	1.30	1.52	1.62	1.67	1.51	1.74	1.35	1.54				13.71
TRASH	2.21	1.66	1.75	0.20	0.21	0.19	0.43	0.37	0.19				7.51
TOTALS	74.67	64.82	71.37	68.85	71.11	63.09	78.05	61.55	63.93	0.00	0.00	0.00	627.76

Mult-Family Units Billed	19,899	19,166	19,915	19,962	19,770	19,780	19,644	19,781	19,710				177,637
Hospitality Customers	47	54	55	53	62	53	57	57	59				

COMMODITY (IN TONS)	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
SCRAP METAL	33.59	19.49	33.77	34.65	36.39	28.60	35.63	53.74	35.12				311.18
DIRT & CONCRETE	327.22	278.99	271.93	247.78	414.30	260.14	315.87	586.90	403.50				3146.63
YARD WASTE TONNAGE													
COMMERCIAL	57.70	60.31	70.18	71.22	81.97	69.69	75.25	94.70	42.57				623.07
ROLL OFF	157.00	107.42	144.15	135.20	161.30	148.29	162.75	200.05	205.38				1,529.62
TRASH TONNAGE													
COMMERCIAL	5056.47	4172.48	4853.15	4565.75	5247.04	4954.75	5263.42	5291.97	5082.91				45,422.95
ROLL OFF	1863.31	1055.14	1153.78	1743.43	2114.66	1833.17	2282.53	2189.21	1687.53				16,022.08

COMMERCIAL BINS	Jan-02	Feb-02	Mar-02	Apr-02	May-02	Jun-02	Jul-02	Aug-02	Sep-02	Oct-02	Nov-02	Dec-02	Totals
CARDBOARD MIXED PAPER	221.74	194.69	231.76	238.86	220.72	235.15	244.99	214.01	213.45				2072.37
Comm'l Recycling Customers	455	455	473	430	482	585	458	450	461				4209
Comm'l Recycling Yards	10,842	10,150	11,019	12,202	13,089	10,867	12,522	12,111	14,406				107,248

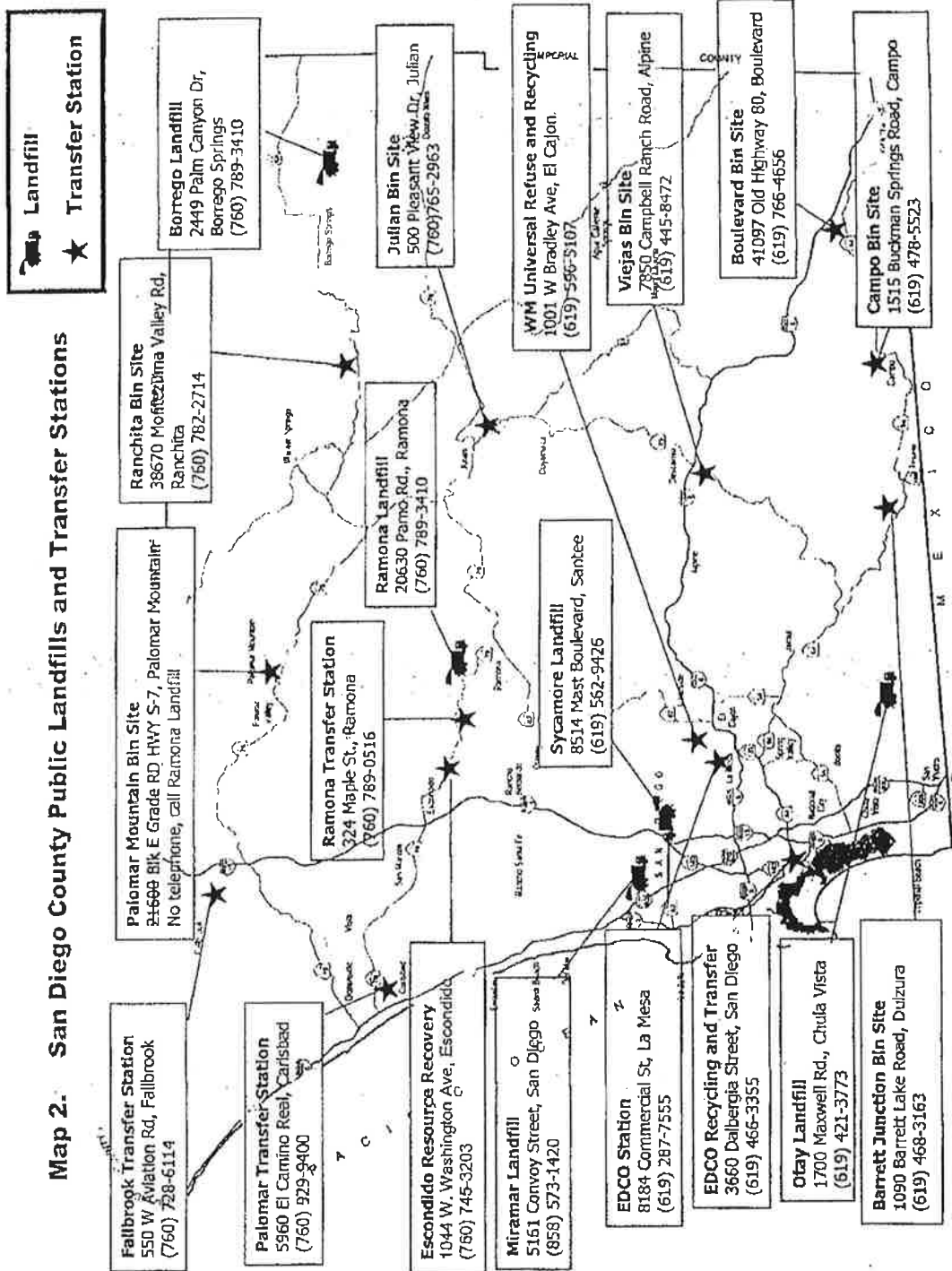
Comm'l Revenue 2002	Jan-01	Feb-01	Mar-01	Apr-01	May-01	Jun-01	Jul-01	Aug-01	Sep-01	Oct-01	Nov-01	Dec-01	Totals
Comm'l Revenue 2002	4,305.27	4,157.58	4,592.86	7,479.22	12,066.23	16,471.51	11,471.32	6,178.37	5,840.84				75,991.25
Comm'l Revenue 2001	8,601.22	6,654.31	7,102.22	6,051.85	4,593.81	5,168.90	4,362.32	5,129.46	5,034.24	6,021.20	4,385.95	6,157.26	67,832.82

MF Revenue 2002	Jan-01	Feb-01	Mar-01	Apr-01	May-01	Jun-01	Jul-01	Aug-01	Sep-01	Oct-01	Nov-01	Dec-01	Totals
MF Revenue 2002	3,537.38	2,305.05	2,681.44	2,186.03	2,588.81	3,429.41	3,870.71	2,952.51	2,659.76				26,312.78
MF Revenue 2001	6,159.09	4,097.01	4,641.81	4,240.83	4,833.16	3,981.87	3,436.67	3,593.02	3,566.27	4,295.49	3,586.23	3,158.48	49,182.33

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MAP 1: San Diego County Public Landfills and Transfer Stations



Map Source: Draft 2002 County of San Diego Non-Disposal Facility Element

In an effort to combine RMDZ related activities with each jurisdiction's high-tech economic development goals, RMDZ participants will explore the possibility of attracting electronics and computer disassembly/recycling operations to consume some of the regional "bulky items/brown goods" wastestream.

Coordinating Feedstock Acquisition with Other Jurisdictions

South SD RMDZ goals cannot be accomplished without effective coordination with other jurisdictions, either at a San Diego/Tijuana regional level or more broadly (i.e.: Southern California/Baja California Norte). For smaller re-manufacturers, each jurisdiction's solid waste/recycling program staff will provide initial identification of supplemental materials providers, primarily through representation at San Diego Technical Advisory Committee (TAC) meetings. Each Jurisdiction's RMDZ staff will support these efforts through their contacts at regional jurisdictions that have been identified as potential materials providers.

For large-scale consumers of recyclable materials, South San Diego RMDZ participants will work with North San Diego County RMDZ representatives, and contacts at the CIWMB, California Trade & Commerce Agency, and jurisdictions in the Los Angeles/Orange County regions, as necessary.

Although South SD RMDZ staff will offer assistance to all firms attempting to negotiate long-term supplies of regional materials, contractual details and transportation arrangements will be negotiated on a case-by-case basis. It should be noted, however, that South SD RMDZ participants have provided medium- and long-term contracts to local remanufacturers in the past, and will continue this type of activity as part of their on-going incentive efforts.

II.C. MARKETING PLAN

Upon redesignation of the South SD RMDZ, the participating jurisdictions will initiate a three-pronged marketing effort directed toward these targets: Jurisdiction-Specific; South SD RMDZ (Zone-wide); and San Diego/Southern California Region & Industry:

Jurisdiction-Specific Marketing

Each of the partner jurisdictions will be responsible for promoting the South SD RMDZ within its own jurisdiction. This will consist of promoting the RMDZ internally within its own government agency, and externally to businesses and other government and non-government agencies and organizations that are located within the jurisdiction. Examples of efforts which may be taken to promote the RMDZ to internal departments, external government and non-government agencies and non-profits include:

- **Recycling Displays:** Distribution of RMDZ informational materials will be made at informational kiosks and recycling displays, which are located throughout the jurisdiction's facilities, in banks and/or other locations;
- **Informational Documents:** Distribution of informational memos, letters, e-mails and/or bulletins to other internal departments and staff and external agencies located within the

jurisdiction. These documents could highlight the features and benefits of the RMDZ and how they complement the jurisdiction's waste diversion, economic development, and other related efforts;

- Presentations to key internal department heads and staff and external agencies;
- Distribution of information and technical assistance on RMDZ program goals and benefits of specific projects and types of projects, and ways the departments or agencies can support the jurisdiction's waste diversion and economic development efforts.
- Big Book of Business Assistance: The RMDZ program is included in The City of Chula Vista's Big Book of Business Assistance, which describes resources available to Chula Vista Businesses. This Book is available to the public and is often recommended by Community Development staff in response to inquiries from the business community.

These efforts will serve not only to smooth expediting of RMDZ business activities, but will also provide ground-level awareness among City staff and external agencies with missions that coincide with the goals of the RMDZ Program.

Each partner will be responsible for promoting the RMDZ to businesses located within its own jurisdiction. They will also provide information on the other partner jurisdictions and/or refer interested businesses to the South SD RMDZ Administrator. Outreach efforts could include:

- Informational Sheets: RMDZ informational sheets could be developed to be included in all appropriate economic development promotional mailings, and for distribution at kiosks, recycling displays and community events;
- Trash Bill Insert: A short description of the RMDZ project will be included periodically on the City's of Chula Vista's trash bill insert, which will be received by all businesses within the City. A contact number will also be provided. This could possibly be used by other jurisdictions;
- Targeted Manufacturers Mailing: Using business licensing information from the jurisdiction's finance or business licensing department, staff could develop an informational mailing targeted toward those manufacturers that would be most likely to generate scrap from targeted categories (plastics, papers, wood, etc.), based on information such as SIC (Standard Industry Classification) codes and employment size;
- Internet Promotion: Inclusion of RMDZ background and contact information on the jurisdiction's internet site and other related websites.
- Presentations to Community Groups: presentations may be given to groups that are located within each jurisdiction, and could include Kiwanis Clubs, Rotary Groups, business associations or groups, chambers of commerce, neighborhood associations, and other similar groups. The goal of these presentations would be to increase general awareness of the South San Diego RMDZ.
- LEAP On-Site Visitation Program: The City of Chula Vista's Local Employer Assistance Program (LEAP) is a business retention and expansion effort. As part of the LEAP program, a team of business assistance providers conducts on-site visits with local employers. Employers are made aware of the RMDZ program and its benefits in conjunction with these on-site visitation efforts. Business leaders are also encouraged to refer businesses to the City RMDZ staff.
- LEAP Fair: The City of Chula Vista's annual LEAP Fair is designed to provide the Chula Vista Business Community with information on business services, ranging from

financing to employee training. More than 30 local and regional business assistance providers participate in this trade show-style event. The RMDZ is represented at the LEAP Fair and members of the business community at large are able to learn about the program.

- **Business Ombudsperson:** The City of Chula Vista's Business Retention Specialist acts as a liaison between local businesses and the City. In this role, the Business Retention Specialist provides specific, detailed information to businesses regarding the RMDZ program.

South SD RMDZ (Zone-wide) Marketing

The second stage of marketing activities will be focused on the business community located within the South SD RMDZ, including existing recycling-related businesses. These marketing efforts will be broad-based in order to generate awareness among potential RMDZ companies; to reinforce among the general business community the value of recycling and recycled products; and to improve the likelihood of business referrals to RMDZ staff. These goals will be accomplished through:

- **RMDZ Promotional Brochure:** The partner jurisdictions will work together to develop a new RMDZ promotional brochure. This new brochure will describe the South SD RMDZ, as well as highlight the benefits within each jurisdictional component. This brochure will be distributed to businesses requesting information; through kiosks and recycling displays at government facilities, community events and tradeshows; and to Chambers of Commerce and other local business development organizations, such as the Border Environmental Commerce Alliance, Southwestern College's Small Business Development & International Trade Center, etc.
- **Print advertising:** The partner jurisdictions could use existing print ads or develop new ads to promote the South San Diego RMDZ through publications such as the San Diego Union-Tribune, San Diego Business Journal, San Diego Daily Transcript, or other community-based newspapers or magazines.
- The elements described within the Jurisdiction-Specific Marketing Element (above) would also include mentions of the other jurisdictions within the South SD RMDZ, and therefore help to promote the entire Zone.

San Diego/Southern California Region & Industry Marketing

The South San Diego RMDZ partner jurisdictions will promote the newly redesignated Zone at economic development, recycling industry, and manufacturing trade shows throughout Southern California. Examples of trade shows include events organized by the National Recycling Coalition, California Resource Recovery Association, Solid Waste Association of North America (SWANA), etc.

Regional and industry marketing activities will include the development of a contact database of recycled product manufacturers, recycling companies, manufacturing and recycling industry trade publications, and economic and community development groups. This database will

become the basis of each jurisdiction's mailing and faxing of Zone brochures, news releases, Zone updates, and other relevant information.

These efforts will be supported by RMDZ marketing activities of organizations such as the San Diego Regional Economic Development Corporation, the Otay Mesa Chamber of Commerce, and the Chula Vista Chamber of Commerce.

Marketing Awareness & Project Goals

The South SD RMDZ marketing efforts are expected to develop a sufficient general awareness of the program to prospective recycled product manufacturing companies - those companies not yet within the Zone, as well as those companies that could potentially add remanufacturing capacity. Awareness of the program will be tested through two primary methods: tracking the number of information requests, and an informal survey.

The number of information requests, either as a result of direct jurisdiction marketing, or resulting from referrals from other RMDZ participants -- will be tracked and reported annually to the South SD RMDZ Administrator by each jurisdiction.

The goal of each jurisdiction is to generate at least 10 general information requests per month, which will then be screened for prospect follow-up.

Also, RMDZ participants will explore the development of a voluntary Recycling & Waste Management survey to be administered by the business licensing or finance departments as part of each jurisdiction's business license application process. If implemented, this brief survey will measure applicants' knowledge of City recycling goals, awareness of the RMDZ program, and other related issues, with results compiled and distributed by the Zone Administrator. The goal will be to attain a 10% awareness level among manufacturers after the first year, a 25% awareness level among manufacturers by the end of the second year, and a 50% awareness level among manufacturers by Year 3.

Other marketing goals that the South SD RMDZ will attempt to meet include:

Meet with and initially evaluate 10 unscreened prospects in Year 1, and 20 per year thereafter (screening by one of the jurisdiction's RMDZ teams);

Meet with at least 3 pre-screened and qualified RMDZ prospects in Year 1, and at least 5 per-year thereafter;

Secure at least one RMDZ loan for a new or existing South SD RMDZ company every two-years beginning in Year 2; and

Provide critical support for securing at least 3,000 tons/year of new remanufacturing or recycling processing capacity within the overall South San Diego RMDZ by Year 2, at least 5,000 tons/year by Year 3, and at least 10,000 tons/year by Year 5.

II.D. BUSINESS DEVELOPMENT ASSISTANCE

The assistance available to South SD RMDZ businesses consists of two components: (1) technical assistance and (2) incentives available Zone-wide and jurisdiction or program specific assistance and incentives. Assistance and incentives available throughout the Zone include:

- Access to the State's low-interest RMDZ Loan Program for manufacturers;
- Favorable zoning codes for recycling facilities;
- Expedited permit processing and assistance;
- Employee recruitment assistance;
- Feedstock identification assistance;
- Siting assistance; and
- Referrals to local agencies and business assistance groups.

Jurisdiction or program specific assistance and incentives include:

City of Chula Vista

Chula Vista's portion of the RMDZ is expected to complement the overall South San Diego RMDZ mix of incentives not only through its location and assistance to prospective companies, but also through the following incentives, some of them unique to the City:

- **Enterprise Zone:** The City of Chula Vista's Business Retention Specialist is a key point of contact for the administration of the South Bay Enterprise Zone. This Zone overlaps with the RMDZ and provides incentives and benefits to businesses. Businesses located in the Enterprise Zone are also provided information about the RMDZ Program.
- **Employee Recruitment & Training Assistance:** The Chula Vista Community Development staff works closely with the South County Career Center (located in Chula Vista) to help companies find qualified employees and provide training services. In addition, Community Development staff will assist RMDZ companies through the details of the State's Employment Training Panel (ETP) program to provide \$1,000-\$3,000 per-employee in training program reimbursements;
- **Permit Streamlining & Expediting.** The City's "Project Manager" system provides a single point of contact for companies obtaining necessary business or development permits. For regional and state permits, Chula Vista is actively affiliated with the San Diego Regional Permit Assistance Center. This includes filing and permit assistance services for State agencies (Cal/EPA, Dept. of Toxic Substances Control, Regional Water Quality Control Board, etc.) and County agencies (Air Pollution Control District, Dept. of Environmental Health, etc.);
- **Redevelopment Areas:** Much of the City's industrial property lies in designated redevelopment area. Qualified companies may be considered for financial and other technical assistance from the Chula Vista Redevelopment Agency.
- The City combined mini-grants for approximately twenty small businesses to help with energy conservation retrofits. These services have been combined with on-site service for recycling programs and consideration of RMDZ program potential. The

City is reviewing the possibility of aggregation, grants for "public goods fees" from the Public Utilities Commission and possible Municipal Utility status for gas and electricity services. Staff believes that energy conservation assistance may be a valuable tool when combined with RMDZ loan packages to encourage businesses to reduce the amount of waste they generate and increase recycled product content.

In addition, Chula Vista RMDZ staff will actively assist prospective companies with scoping sessions to identify permitting requirements, sources of recyclable materials, regional lenders (discussed later), and possible sites within the City for operations.

City of San Diego

The City of San Diego portion of the RMDZ features a State Enterprise Zone and a Foreign Trade Zone. The South San Diego Enterprise Zone is a defined geographic area in which businesses can claim certain state income tax savings and other advantages. Enterprise Zones were created in California to stimulate business investments in areas that are economically disadvantaged as well as spur job growth in areas of high unemployment. The state of California has designated 39 locations as Enterprise Zones. Two are located in the City of San Diego.

Enterprise Zone incentives include:

California Income Tax and Other Benefits:

- Tax credits may be claimed on up to half the wages paid to qualified new employees.
- Tax credits may be claimed for sales taxes paid on equipment purchased for manufacturing or production purposes.
- All net operating losses may be carried forward as a deduction in future years.
- Business equipment depreciation can be accelerated, up to a limited amount.
- Low-income employees can claim their own personal income tax credits.
- The state will give priority for Industrial Development Bond applications.
- Lenders (both commercial and private) may deduct net interest income on loans to Enterprise Zone businesses.

Foreign Trade Zone is a program created by the Federal Government, which has existed since the 1930's, and is thriving today. Its purpose is to facilitate trade and increase the global competitiveness of U.S.-based companies.

Legally, a Foreign-Trade Zone (FTZ) is an area within the United States that the Government considers outside the country, or at least, outside of the U.S. Customs territory. Certain types of merchandise can be imported into a Zone without going through formal Customs entry procedures or paying import duties.

Some of the benefits of operating within an FTZ are companies defer paying duties, and generally pay lower fees to U.S. Customs, insurance companies, and other vendors.

FTZ Advantages/Improving Cash Flow

- Lower inventory costs
- Defer, reduce and/or eliminate U.S. Customs duties
- Distribution savings
- Elect preferential duty rates

II.E. FINANCIAL SUPPORT

There are several sources of financial assistance that the South SD RMDZ staff will utilize in assisting prospective RMDZ-related companies. The following is a short overview:

Section 108-Project Specific Loans: The City of Chula Vista offers a Section 108 Loan/Loan Guarantee program to businesses interested in expanding or relocating to Chula Vista. Terms are negotiated on a case-by-case basis, and are subject to City Council approval and staff-assisted application to the US Department of Housing & Urban Development. Funds may be used for equipment, land and/or buildings;

Industrial Development Bonds: Acting as the City of Chula Vista's Industrial Development Authority, the City Council can authorize tax exempt industrial development bonds, for lower cost, long-term financing. Bonds may be issued for up to \$10 million (standard eligibility requirements apply);

State Tax Credits: Each jurisdiction's RMDZ staff will assist prospective RMDZ companies in determining their eligibility for existing State tax credits for manufacturers (Manufacturer's Investment Tax Credit, Research & Development Tax Credit, etc.).

In addition, Chula Vista's RMDZ team will also act as a referral to other conventional lenders and alternative financing options, including:

Conventional Lenders: More than 10 banks and/or branches currently operate in Chula Vista, in addition to the dozens of other banks in the surrounding communities. Many of these banks work closely with the CDC Small Business Finance Corporation to package SBA and other small business loans, as well as to provide business finance counseling (letter of support from this organization included in Appendices).

Alternative Financing Options: Other options available to prospective RMDZ companies will include Acción San Diego, CDC Small Business Finance, California Export Finance Office Loan Guarantees, and California Small Business Loan Guarantees.

The above sources of potential financing are, of course, in addition to the State's RMDZ Revolving Loan fund, which will be heavily marketed by the South SD RMDZ participants.

II.F. EXISTING & PLANNED INFRASTRUCTURE

Although many parcels of relatively undeveloped property still exist within the South SD RMDZ, much of the industrial property within the Zone is already supplied with basic infrastructure requirements. Planning for infrastructure in undeveloped areas is part of each partner jurisdiction's long-term growth strategy, and is, in fact, required in their development approval process. The jurisdictions are also working together on the completion of route 125, which will provide another direct connection between the industrial zoned properties in the Zone, the Port, and the rest of the County. Other infrastructure issues of note follow.

Waste Management Collection & Disposal

As described earlier, there is substantial infrastructure in the San Diego Region for the collection, transfer, and disposal of waste generated within the area. The Region currently has landfill capacity, beyond the State mandated threshold. The landfill and transfer facility map (above, Map 1) shows the location of these facilities. A map of the non-disposal facilities which handle waste generated within the Unincorporated Areas of the County of San Diego is provided below (Map 2).

The partner jurisdictions and/or their respective waste/recycling hauler(s) provide a number of different collection programs for businesses and residents. In addition, the partner jurisdictions also manage a variety of other waste management and recycling programs, including community recycling education efforts, source reduction education, office recycling programs, and home composting, and other programs as described in each jurisdiction's SRRE and to meet the State mandated 50% diversion goal.

Water Supply

The South SD RMDZ is provided water through the City of San Diego and the Otay Water District (OWD) and the South Bay Irrigation District/Sweetwater Authority. These agencies are members of the San Diego County Water Authority, the water retailing agency for the entire San Diego region. Approximately 90% of the water supplied to the San Diego region (and, thus, the three water districts) comes originally from the Colorado River. This water is transported and distributed to the San Diego County Water Authority (SDCWA) by the Metropolitan Water District of Southern California, with the SDCWA then distributing the water to its member agencies throughout the San Diego region (see Map 5, page 40).

In 1989, the SDCWA initiated capital improvement projects (since completed) that have expanded water delivery systems (aqueducts, piping, etc.) to meet expected water demands through the year 2010. In addition, both the SDCWA and the City of San Diego and the two water districts covering the South SD RMDZ have also initiated their own water conservation and reclamation projects that are further expected to extend the system's capacity. Otay Water District, in particular, is working closely with the City of San Diego Metropolitan Waste Water Department (MWWDD) to identify industrial and commercial uses of 5 million gallons/day of reclaimed water that will become available upon completion of the South Bay Water Reclamation Facility adjacent to Chula Vista in 2004. In addition, two reservoirs (operated by

the two water districts) are located adjacent to the proposed RMDZ expansion area: Sweetwater Reservoir, and the Upper & Lower Otay reservoirs. Additional infrastructure improvements are planned as development of the area continues.

Sewage Collection & Treatment

The City of San Diego's Metropolitan Waste Water Department (MWWD) operates as the regional waste water collection and treatment agency. All sewage in the South Bay (including Chula Vista) is collected by the South Metro Interceptor, which has traditionally transported the waste to the City of San Diego Point Loma Treatment plant. Although the capacity of the South Metro Interceptor is nearly met, the addition of the South Bay Water Reclamation Facility in 2004 will reduce capacity concerns for years.

An additional sewage treatment facility is planned for the South Bay in the late-2010's.

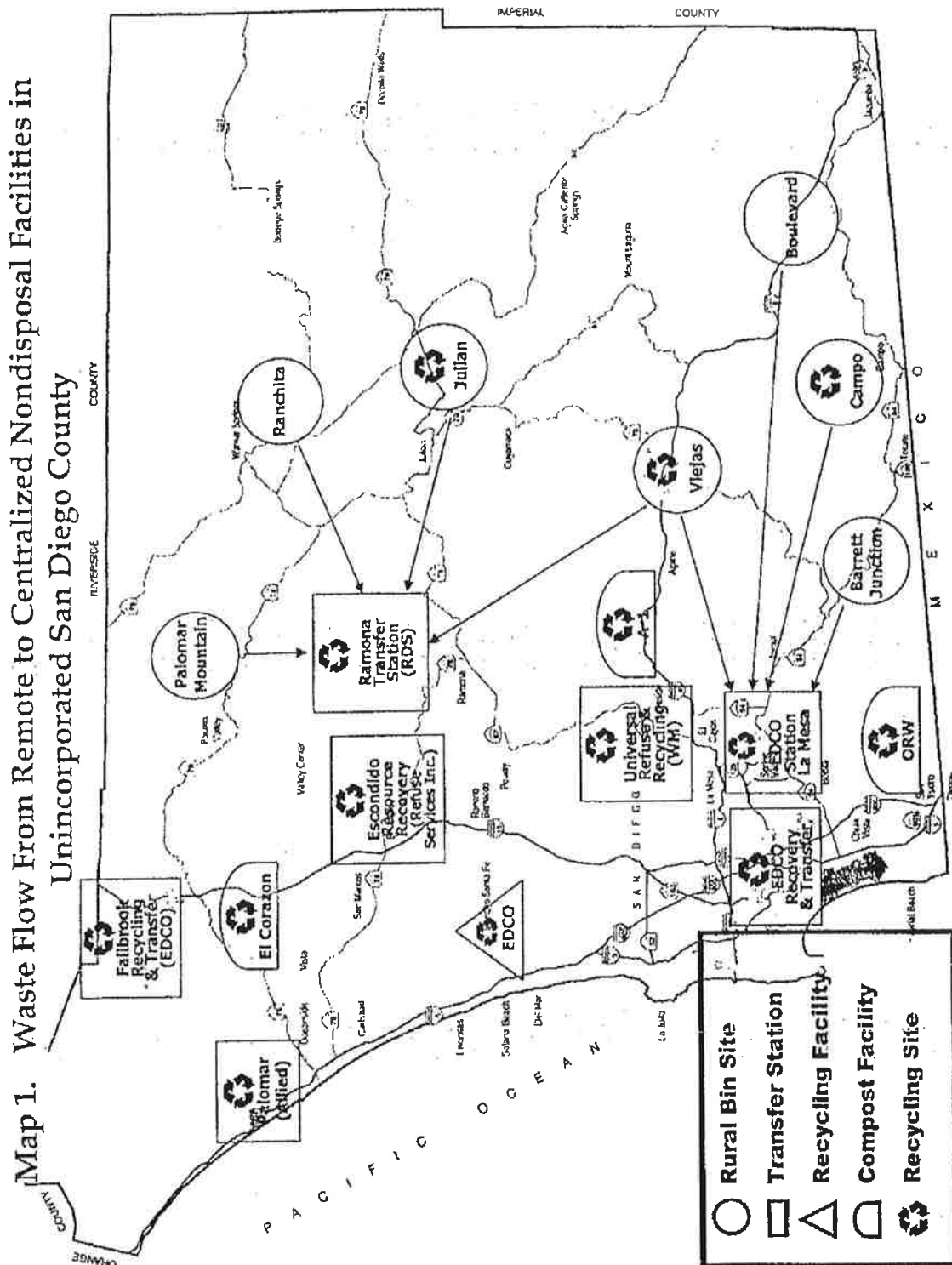
Power & Gas

Infrastructure for power and gas has historically been managed by San Diego Gas & Electric, the regional power company in San Diego. Infrastructure for most industrial areas in the South San Diego RMDZ is in place for both power and gas, although some undeveloped areas may require additional improvements. The South Bay area successfully established five electricity "peaker" plants at or near the Otay Valley and Calpine is under state order to complete its 510 megawatt generating plant adjacent to the RMDZ by 2004.

Transportation Infrastructure

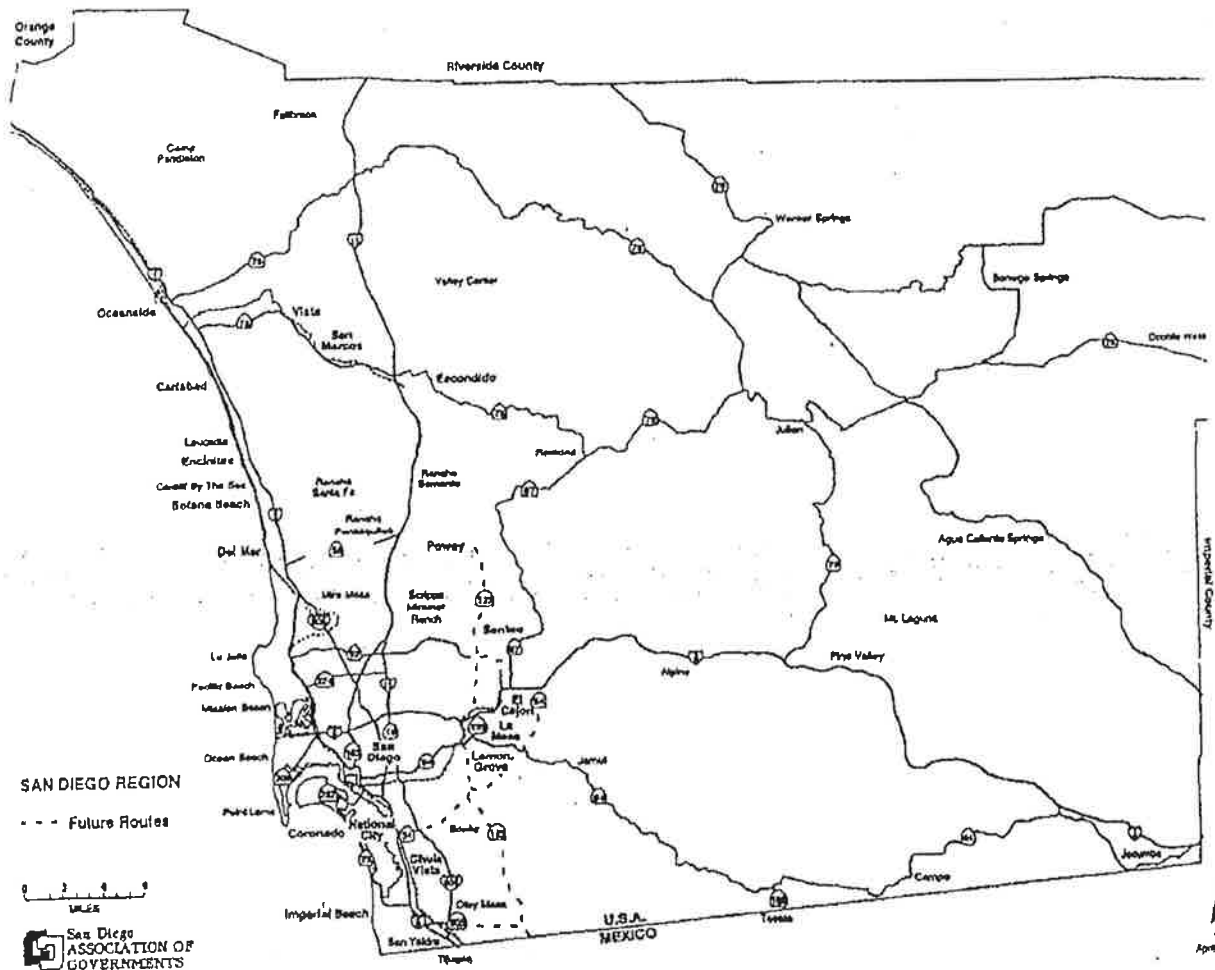
Transportation infrastructure is highly developed throughout the San Diego region, with several major freeways (I-5, I-805, I-15, and I-8) providing direct access north to the Los Angeles region, northeast to the Riverside/ San Bernardino counties, east to Arizona, and south to Tijuana, Mexico. The South SD RMDZ is conveniently situated with intersections of both I-5 and I-805, allowing companies to ship products and materials quickly north or south. A new interstate, I-905, was awarded additional funding from the US Congress in May 1998, allowing for an additional north-south route to develop in the next 5-10 years. Other freeways (such as SR-125 and SR-54) and well-developed street infrastructure provide excellent transportation logistics for South SD RMDZ-based companies. Finally, nearby rail access and seaport access (limited, at this time) provide other options for transporting products, materials, and people. For more information, see Maps 3 & 4 of regional freeway system and rail lines on pages 38 and 39.

Map 1: Waste Flow From Remote to Centralized Nondisposal Facilities in Unincorporated San Diego County



Map Source: Draft 2002 County of San Diego Non-Disposal Facility Element

MAP 3: EXISTING FREEWAYS & MAJOR HIGHWAYS



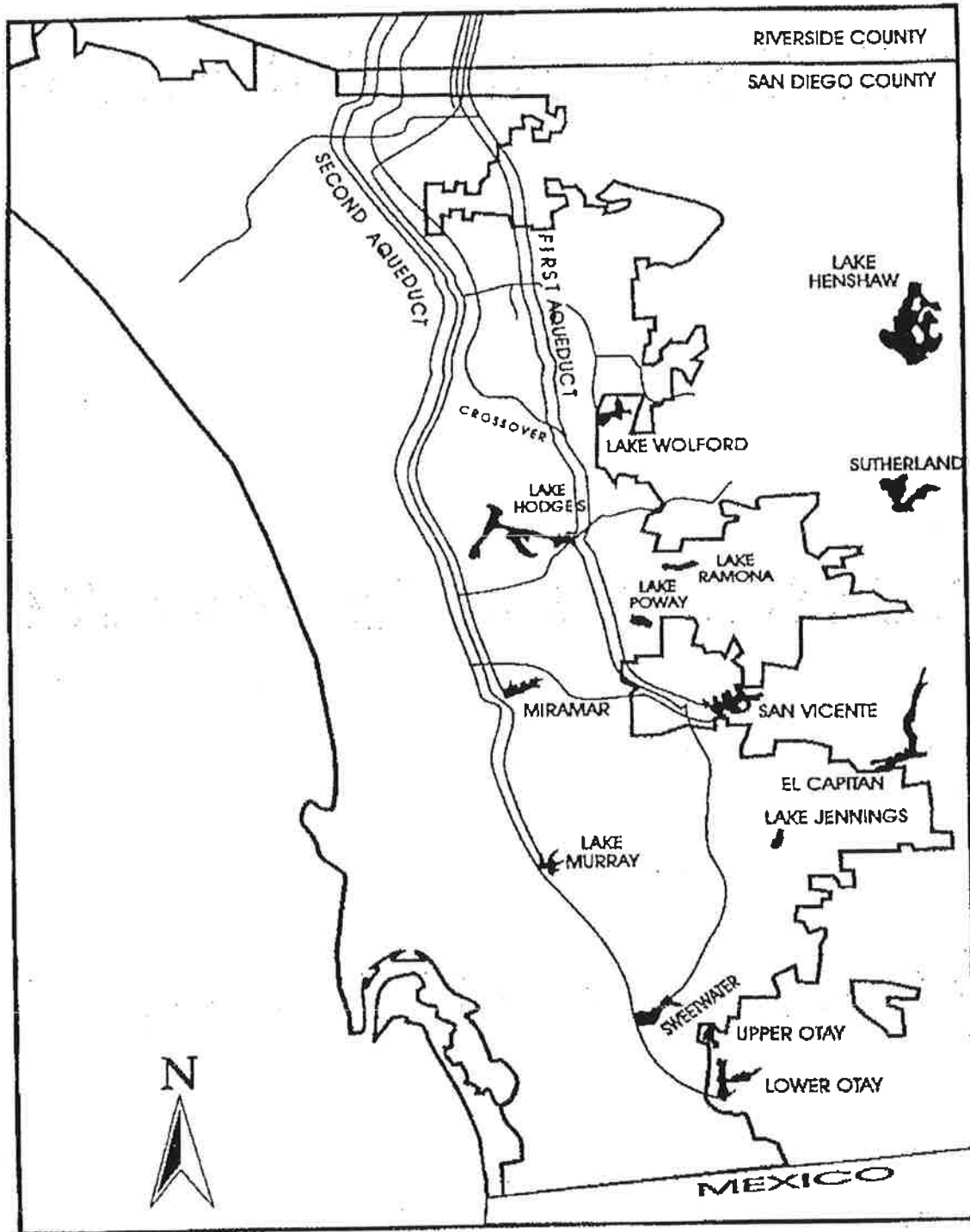
MAP SOURCE: COUNTY OF SAN DIEGO, INTEGRATED WASTE MANAGEMENT PLAN (1996)
ORIGINAL SOURCE: SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG)

This map illustrates the existing rail network in San Diego County, California. The map includes the following features:

- EXISTING RAIL LINES:** Represented by solid lines.
- Major Yard Facility:** Indicated by a diamond symbol.
- Geographic Labels:**
 - Counties:** Imperial, San Diego, Riverside, San Bernardino, Orange, Los Angeles, Kern, Santa Barbara, Ventura, and San Luis Obispo.
 - Cities and Towns:** Camp Pendleton, Oceanside, Vista, San Marcos, Escondido, Carlsbad, Encinitas, Solana Beach, Del Mar, Poway, San Diego, Coronado, National City, San Marcos, Lemon Grove, Chula Vista, Imperial Beach, Tijuana, Campo, and Jacumba.
 - Other Labels:** San Diego Bay, San Diego Harbor, San Diego Bay Bridge, San Diego Bay Tunnel, San Diego Bay Bridge, San Diego Bay Tunnel, San Diego Bay Bridge, San Diego Bay Tunnel.
- Scale:** A scale bar at the bottom left indicates distances in miles (0 to 10).
- Legend:** A legend at the bottom left defines the symbols for existing rail lines and major yard facilities.
- Source:** The map is attributed to the San Diego Association of Governments.

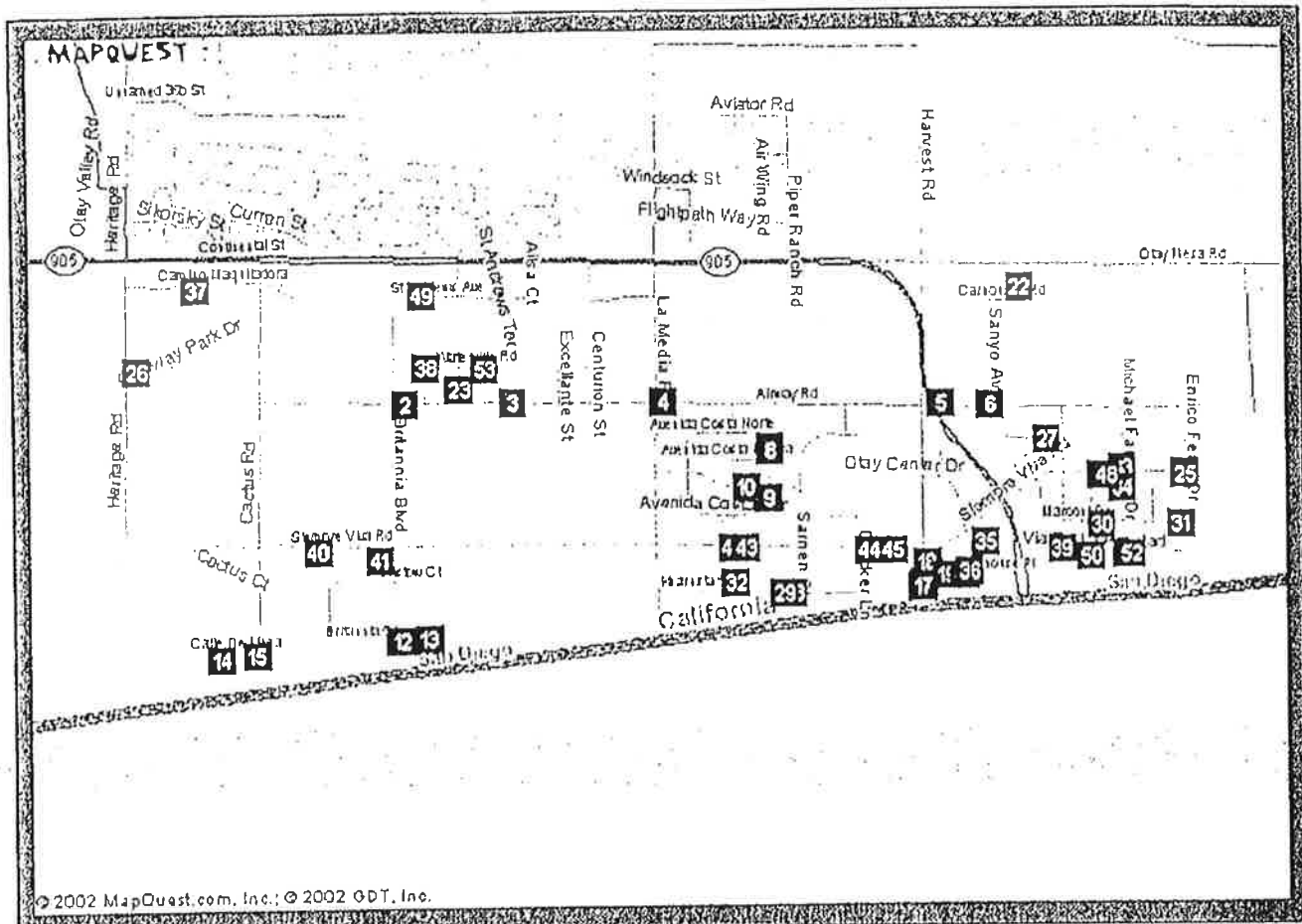
Final South San Diego RMDZ Redesignation Application

MAP 5: MAJOR WATER TRANSMISSION & STORAGE FACILITIES



MAP SOURCE: SAN DIEGO COUNTY WATER AUTHORITY, WATER RESOURCES PLAN (1997)

Available Industrial Properties in Otay Mesa



Address	City	Building Type	Building Size	Space Avail	Rent/SF/Yr
Airway Rd @ Piper Ranch Rd	San Diego	Industrial	600,300	180,382 SF	\$5.28
2 7520 Airway Rd	San Diego	Industrial/Manufacturing	78,296	55,417 SF	\$5.88
3 7880 Airway Rd	San Diego	Flex	64,952	15,824 SF	\$6.60-\$12.00
4 7920 Airway Rd	San Diego	Industrial/Manufacturing	68,356	6,032 SF	\$7.20
5 9355 Airway Rd	San Diego	Industrial	121,000	89,752 SF	\$6.60
6 9605 Airway Rd	San Diego	Industrial/Warehouse	72,000	20,056 SF	\$6.72
7 2225 Avenida Costa Este	San Diego	Industrial/Manufacturing	72,191	10,500 SF	\$5.16
8 2235 Avenida Costa Este	San Diego	Industrial/Truck Terminal	45,120	12,100 SF	\$9.00
9 2323 Avenida Costa Este	San Diego	Industrial/Warehouse	106,607	28,611 SF	\$5.76-\$6.36
10 8662-8684 Avenida De La	San Diego	Industrial	38,792	21,294 SF	\$9.96-\$12.60
11 7505 Britannia Ct	San Ysidro	Industrial/Manufacturing	47,800	8,900 SF	\$5.40
12 7515 Britannia Ct	San Ysidro	Industrial	84,825	84,825 SF	\$5.04
13 7590 Britannia Ct	San Diego	Industrial	72,197	36,130 SF	\$5.52
14 6754 Calle De Linea	San Diego	Industrial	89,931	38,155 SF	\$6.60
15 6987 Calle De Linea	San Diego	Industrial/Warehouse	52,571	4,241 SF	\$6.60
16 2675 Customhouse Ct	San Diego	Industrial/Warehouse	47,980	14,572 SF	\$7.08

	Address	City	Building Type	Building Size	Space Avail	Rent/SF/Yr
17	2695 Customhouse Ct	San Diego	Industrial/Manufacturing	111,644	64,872 SF	\$5.76
18	9255 Customhouse Plz	San Diego	Industrial/Warehouse	295,240	50,432 SF	\$5.40-\$5.76
19	9375 Customhouse Plz	San Diego	Industrial/Manufacturing	30,944	8,608 SF	\$9.12
20	9485 Customhouse Plz	San Diego	Industrial/Warehouse	30,944	4,992 SF	\$8.76
21	9485 Customhouse Plz	San Diego	Industrial/Manufacturing	102,520	79,897 SF	\$5.76-\$6.00
22	1710 Dornoch Ct	San Diego	Industrial/Warehouse	86,592	39,360 SF	\$5.64
23	2055 Dublin Dr	San Diego	Industrial/Warehouse	205,800	76,650 SF	\$6.00
24	2280 Enrico Fermi Dr	San Diego	Industrial	96,998	18,818 SF	\$7.20
25	2290 Enrico Fermi Dr	San Diego	Industrial	49,965	24,630 SF	\$7.68
26	6825 Gateway Park Dr	San Diego	Industrial	30,000	13,000 SF	\$6.60
27	9635 Heinrich Hertz Dr	San Diego	Industrial/Manufacturing	66,760	11,600 SF	\$6.96
28	8661 Kerns St	San Diego	Industrial/Warehouse	187,625	97,000 SF	\$4.08
29	8690 Kerns St	San Diego	Industrial/Warehouse	56,120	32,048 SF	\$6.36
30	9835 Marconi Dr	San Diego	Industrial	21,777	6,000 SF	\$7.32
31	10175 Marconi Dr	San Diego	Industrial/Warehouse	32,765	6,553 SF	\$10.00
32	2655 Malksee St	San Diego	Industrial/Warehouse	66,243	66,243 SF	\$6.12
33	2275 Michael Faraday Dr	San Diego	Industrial	70,967	47,559 SF	\$6.72-\$6.96
34	2325 Michael Faraday Dr	San Diego	Industrial/Warehouse	18,351	6,000 SF	\$8.28
35	9475 Nicola Tesla Ct	San Diego	Industrial/Warehouse	37,000	5,000 SF	\$10.50
36	2592 Otay Center Dr	San Diego	Industrial	38,528	38,528 SF	\$6.72
37	1663 Pacific Rim Ct	San Diego	Industrial	12,533	4,000 SF	\$7.56
38	7625 Panasonic Way	San Diego	Flex	107,705	107,705 SF	\$9.60
39	2475-2495 Paseo de las	San Diego	Industrial	19,137	4,100 SF	\$8.40
40	7615 Siempre Viva Rd	San Diego	Industrial	83,411	83,411 SF	\$5.76
41	7685 Siempre Viva Rd	San Diego	Industrial	61,599	61,599 SF	\$6.00
42	8594 Siempre Viva Rd	San Diego	Industrial	48,000	23,600 SF	\$6.86
43	8640 Siempre Viva Rd	San Diego	Flex	52,000	52,000 SF	-
44	9051 Siempre Viva Rd	San Diego	Industrial/Manufacturing	35,557	9,667 SF	\$8.88
45	9163 Siempre Viva Rd	San Diego	Industrial/Warehouse	34,116	6,376 SF	\$7.20
46	9830 Siempre Viva Rd	San Diego	Industrial/Manufacturing	19,000	2,400 SF	\$9.60
47	9840 Siempre Viva Rd	San Diego	Industrial/Manufacturing	61,740	61,740 SF	\$5.52
48	9850 Siempre Viva Rd	San Diego	Industrial/Warehouse	95,000	15,200 SF	\$6.24
49	7603 St. Andrews Ave	San Diego	Industrial/Warehouse	195,640	40,000 SF	\$5.40
50	9874 Via De La Amistad	San Diego	Industrial	10,140	10,140 SF	\$6.60
51	10030 Via De La Amistad	San Diego	Industrial/Warehouse	24,040	24,040 SF	\$5.40
52	10050 Via De La Amistad	San Diego	Industrial/Warehouse	12,452	1,600 SF	For Sale

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1/30/2003
Page 2

Address	City	Building Type	Building Size	Space Avail	Rent/SF/Yr
7558 Waterville Rd	San Diego	Industrial/Manufacturing	40,000	5,000 SF	\$9.75

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1/30/2003
Page 3

Available Industrial Properties in Chula Vista

Address	Available Sq. Ft.
675 Anita St.	4,800
679 Anita St.	19,200
684 Anita St.	5,449
698 Anita St.	7,000
789 Anita St.	10,500
995 Bay Blvd. (proposed)	31,781
1045 Bay Blvd.	12,170
1065 Bay Blvd.	7,575
1101 Bay Blvd.	1,630
1124 Bay Blvd.	7,755
2311 Boswell Rd.	87,929
2400 Boswell Rd.	26,000
1675 Brandywine Ave.	60,005
738 Design Ct.	5,975
2387A Faivre St.	1,600
Halc Pl. (proposed)	16,600
1664 Industrial Blvd.	25,096
1413 Jayken Way	3,516
1563 Jayken Way	1,850
821 Kuhn Dr. (proposed)	5,500
664-666 L Street	92,000
901 Lane Ave.	5,000
2402 Main Street	23,365
2765 Main Street	23,500
3441 Main Street (proposed)	71,200
3441 Main Street (proposed)	55,200
624 Marsat Ct.	7,360
676 Moss St.	14,000
694 Moss St.	10,000
111 Press Ln.	3,650
1051 Tierra Del Rey	10,000

TO: ☒ Recorder/County Clerk
P.O. Box 1750, MS A33
1600 Pacific Hwy, Room 260
San Diego, CA 92101-2422

FROM: City of San Diego
Development Services Department
1222 First Avenue, MS 501
San Diego, CA 92101

☐ Office of Planning and Research
1400 Tenth Street, Room 121
Sacramento, CA 95814

DR Number: Project Number: 5498 State Clearinghouse Number: N/A

Permit Number: Resolution

Project Title: South San Diego Recycling Market Development Zone Redesignation

Project Location: The project area includes portions of the Otay Mesa communities of the City of San Diego and unincorporated County of San Diego and portions of the City of Chula Vista in the State of California.

Project Description: South San Diego Recycling Market Development Zone Redesignation. Resolution to continue a State loan program designation that provides economic incentives to businesses using secondary materials from the waste stream as feedstock for manufacturing, and therefore to divert solid waste from landfills.

Project Applicant: Ken Prue
City of San Diego
Environmental Services
9601 Ridgehaven Court, Suite 210, MS 1102-A
San Diego, CA 92123-1636

This is to advise that the City of San Diego City Council on February 24, 2003 approved the above described project and made the following determinations:

1. The project in its approved form ☐ will, ☒ will not, have a significant effect on the environment.
2. ☒ A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
R-297666
Record of project approval may be examined at the address above.
3. Mitigation measures ☐ were, ☒ were not, made a condition of the approval of the project.
4. (EIR only) Findings ☐ were, ☒ were not, made pursuant to CEQA Guidelines Section 15091.
5. (EIR only) A Statement of Overriding Considerations ☐ was, ☒ was not, adopted for this project.

It is hereby certified that the final environmental report, including comments and responses, is available to the general public at the office of the Land Development Review Division, Fifth Floor, City Operations Building, 1222 First Avenue, San Diego, CA 92101.

Analyst: Michael VanBuskirk

Telephone: (619) 446-5371

Filed by:


Signature

Peggy Rogers, Deputy City Clerk

Reference: California Public Resources Code, Sections 21108 and 21152.

CALIFORNIA DEPARTMENT OF FISH AND GAME
CERTIFICATE OF FEE EXEMPTION

*De Minimis Impact Finding or
One Fee Per Project Provision*

Project Title/Location (include county): South San Diego Recycling Market Development Zone Redesignation. The project area includes portions of the Otay Mesa communities of the City of San Diego and unincorporated County of San Diego and portions of the City of Chula Vista in the State of California.

Project No.: 5498

SCH NO. N/A

Project Applicant: Ken Prue, City of San Diego, Environmental Services, 9601 Ridgehaven Court, Suite 210 MS 1102-A, San Diego, CA 92123-1636

Project Description: Resolution to continue a State loan program designation that provides economic incentives to businesses using secondary materials from the waste stream as feedstock for manufacturing, and therefore to divert solid waste from landfills.

Findings of Exemption (attach as necessary):

A Negative Declaration and Initial Study have been prepared for the project. The report concludes that there is substantial evidence in the record that the project would result in a de minimis impact to wildlife resources as all of the following apply:

1. The project would have no adverse impacts on biological resources located off-site.
2. No biological studies were requested for the project.
3. No mitigation measures are proposed to address impacts to biological resources.
4. No conditions in any discretionary actions associated with the project address biological resource issues.
5. No broader impacts on a habitat (for example - urban runoff effects on wetland) were identified.
6. No significant biological resources exist on the project site.

Certification:

I hereby certify that the lead agency has made the above findings of fact and that based upon the initial study and/or Biology survey report, and hearing record, the project involves no potential for adverse effect, either individually or cumulatively on wildlife resources, as defined in Section 711.2 of the Fish and Game Code.

Tina Christiansen, Manager
Development Services Department

By: Allison Raap
Title: Allison Raap Senior Planner
Lead Agency: City of San Diego
Date: January 16, 2003

RESOLUTION NUMBER R- 297666

ADOPTED ON FEB 24 2003

A RESOLUTION OF THE CITY OF SAN DIEGO
APPROVING NEGATIVE DECLARATION
LDR 42-0906 FOR THE SOUTH SAN DIEGO
RECYCLING MARKET DEVELOPMENT ZONE

WHEREAS, on October 31, 2002, the City of San Diego Environmental Services Department submitted an application to the Planning and Development Review Department for a negative declaration in connection with the redesignation of the South San Diego Recycling Market Development Zone; and

WHEREAS, the matter was set for a public hearing to be conducted by the Council of the City of San Diego; and

WHEREAS, the issue was heard by the City Council on FEB 24 2003, 2003;
and

WHEREAS, the Council has considered the issues discussed in Negative Declaration LDR No. 42-0906; NOW, THEREFORE,

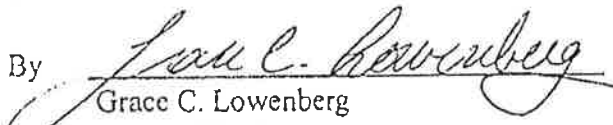
BE IT RESOLVED, by the Council of the City of San Diego, that it is hereby certified that Negative Declaration LDR No. 42-0906, has been completed in compliance with the California Environmental Quality Act of 1970 (California Public Resources Code section 21000 et seq.), as amended, and the State guidelines thereto (California Code of Regulations section 15000 et seq.); that the Negative Declaration reflects the independent judgment of the City of San Diego as Lead Agency; and that the information contained in the Negative Declaration,

together with any comments received during the public review process, have been reviewed and considered by this Council in connection with the City's application for redesignation of the South San Diego Recycling Market Development Zone.

BE IT FURTHER RESOLVED, that the Council finds, based on the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and, therefore, Negative Declaration LDR No. 42-0906, a copy of which is on file in the Office of the City Clerk and incorporated by reference, is hereby approved.

BE IT FURTHER RESOLVED, that the City Clerk is hereby directed to file a Notice of Determination [NOD] with the Clerk of the Board of Supervisors for the County of San Diego regarding the above project.

APPROVED: CASEY GWINN, City Attorney

By 
Grace C. Lowenberg
Deputy City Attorney

GCL:mb
02/06/03
Or.Dept:ESD
R-2003-981
Form=mnldr.frm



Land Development
Review Division
(619) 446-5460

Negative Declaration

LDR No. 42-0906
PTS No. [REDACTED]
SCH No. 2002111114

SUBJECT: South San Diego Recycling Market Development Zone Redesignation. Resolution to continue a State loan program designation that provides economic incentives to businesses using secondary materials from the waste stream as feedstock for manufacturing, and therefore to divert solid waste from landfills. The project area includes portions of the Otay Mesa communities of the City of San Diego and unincorporated County of San Diego and portions of the City of Chula Vista. Applicant: City of San Diego, Environmental Services Department.

- I. PROJECT DESCRIPTION: See attached Initial Study.
- II. ENVIRONMENTAL SETTING: See attached Initial Study.
- III. DETERMINATION:

The City of San Diego conducted an Initial Study which determined that the proposed project will not have a significant environmental effect and the preparation of an Environmental Impact Report will not be required.

IV. DOCUMENTATION:

The attached Initial Study documents the reasons to support the above Determination.

V. MITIGATION, MONITORING AND REPORTING PROGRAM:

None required.

VI. PUBLIC REVIEW DISTRIBUTION:

Draft copies or notices of this Negative Declaration were distributed to:

City of San Diego
Councilmember Inzunza, District 8
Economic Development Department, Enterprise Zone Program
Library Department (81)
Other Entities/Organizations
City of Chula Vista (94)
County of San Diego, Department of Public Works (70)
California Integrated Waste Management Board (35)
California Trade and Commerce Agency
Otay Mesa Chamber of Commerce (231A)
Otay Mesa Planning Committee (235)
San Diego Regional Chamber of Commerce (157)

San Diego Regional Economic Development Corporation
SANDAG (108)
State Clearinghouse (46a)
I Love A Clean San Diego, Inc.

VII. RESULTS OF PUBLIC REVIEW:

- () No comments were received during the public input period.
- () Comments were received but did not address the draft Negative Declaration finding or the accuracy/completeness of the Initial Study. No response is necessary. The letters are attached.
- (X) Comments addressing the findings of the draft Negative Declaration and/or accuracy or completeness of the Initial Study was received during the public input period. The letters and responses follow.

Copies of the draft Negative Declaration and any Initial Study material are available in the office of the Land Development Review Division for review, or for purchase at the cost of reproduction.



Terri Bumgardner, Senior Planner
Development Services Department

November 25, 2002
Date of Draft Report

January 16, 2003
Date of Final Report

Analyst: Michael VanBuskirk



Department of Toxic Substances Control

Edwin F. Lowry, Director
5796 Corporate Avenue
Cypress, California 90630

Inston H. Hickox
Agency Secretary
California Environmental
Protection Agency



Gray Davis
Governor

December 20, 2002

Mr. Michael Vanbuskirk
City of San Diego
1222 First Avenue
San Diego, California 92101

NEGATIVE DECLARATION FOR THE SOUTH SAN DIEGO RECYCLING MARKET
DEVELOPMENT ZONE REDESIGNATION - SCH # 200211114

Dear Mr. Vanbuskirk:

The Department of Toxic Substances Control (DTSC) has received your Negative Declaration (ND) for the above-mentioned Project.

Based on the review of the document, DTSC's comments are as follows:

- 1) The ND needs to identify and determine whether current or historic uses have resulted in any release of hazardous wastes/substances at the site.
- 2) The ND needs to identify any known or potentially contaminated site within the proposed Project area. For all identified sites, the ND needs to evaluate whether conditions at the site pose a threat to human health or the environment.
- 3) The ND should identify the mechanism to initiate any required investigation and/or remediation for any site that may require remediation, and the government agency to provide appropriate regulatory oversight.
- 4) If during construction of the project, soil and/or groundwater contamination is suspected, construction in the area should cease and appropriate Health and Safety procedures should be implemented. If it is determined that contaminated soil and/or groundwater exist, the ND should identify how any required investigation and/or remediation will be conducted, and the government agency to provide appropriate regulatory oversight.

The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption. For a list of simple ways you can reduce demand and cut your energy costs, see our Web-site at www.dsc.ca.gov.

Printed on Recycled Paper

1. The project concerns a Recycling Market Development Zone (RMDZ) Redesignation. It is a resolution to continue a State loan program designation that provides economic incentives to businesses within the RMDZ in order to encourage recycling. There is no physical development within the RMDZ which is funded by the program would require a land use review and approval from the lead agency with jurisdiction. Individual projects proposed as a result of the incentives offered through the RMDZ will be subject to compliance with CEQA and other State and local planning and permitting requirements. The current or historic release of hazardous substances on individual sites within the zone will be evaluated if the property applies for physical development of their property which is subject to further CEQA review.

2. Please see Response 1.

3. No investigations and/or remediation will be necessary as no physical development is proposed with this project and no hazardous wastes/substances will be released as a result of this project.

4. Please see Response 3.

Mr. Michael Venbuskirk
December 20, 2002
Page 2

DTSC provides guidance for the Preliminary Endangerment Assessment (PEA) preparation and cleanup oversight through the Voluntary Cleanup Program (VCP). For additional information on the VCP, please visit DTSC's web site at www.dtsc.ca.gov.

If you have any questions regarding this letter, please contact Ms. Rania A. Zabaneh, Project Manager at (714) 484-5479.

Sincerely,



Haissam Y. Salloum, P.E.
Unit Chief
Southern California Cleanup Operations Branch
Cypress Office

cc: Governor's Office of Planning and Research
State Clearinghouse
P.O. Box 3044
Sacramento, California 95812-3044

Mr. Guenther W. Moskat, Chief
Planning and Environmental Analysis Section
CEQA Tracking Center
Department of Toxic Substances Control
P.O. Box 806
Sacramento, California 95812-0806

City of San Diego
DEVELOPMENT SERVICES DEPARTMENT
Land Development Review Division
1222 First Avenue, Mail Station 501
San Diego, CA 92101
(619) 236-6460

INITIAL STUDY
LDR No. 42-0906
PTS No. 5498

SUBJECT: South San Diego Recycling Market Development Zone Redesignation. Resolution to continue a State loan program designation that provides economic incentives to businesses using secondary materials from the waste stream as feedstock for manufacturing, and therefore to divert solid waste from landfills. The project area includes portions of the Otay Mesa communities of the City of San Diego and unincorporated County of San Diego and portions of the City of Chula Vista. Applicant: City of San Diego, Environmental Services Department

I. PURPOSE AND MAIN FEATURES:

The proposed project is to appear before the City Council to redesignate the South San Diego Recycling Market Development Zone (RMDZ), a State loan program designed to encourage new and existing businesses to use post-consumer recycled content. California legislation created the RMDZ program to provide incentives to businesses that use secondary materials from the waste stream as feedstock for manufacturing, and therefore to divert solid waste material from the State's landfills. The California Integrated Waste Management Board (CIWMB) established RMDZs in 40 regions of the State of California.

There are two areas in San Diego County that have been designated as RMDZs: South San Diego in 1992 and North San Diego County in 1994. The RMDZs were designated for 10 years and the South San Diego RMDZ designation expires March 31, 2003. The legislation allows each RMDZ to be redesignated. The South San Diego RMDZ originally consisted a portion of the Otay Mesa communities of the City of San Diego and unincorporated County of San Diego. A portion of the City of Chula Vista was included in the RMDZ in 2000 through a redesignation application.

Under the RMDZ program, qualifying companies can apply for below market, fixed rate and long term loans for up to 75% of the project's cost, not to exceed \$2 million. Loan proceeds can be used for machinery and equipment, working capital, real estate purchase (maximum of \$500,000), leasehold-improvements and the refinancing of onerous debt that results in increased diversion. Qualifying companies include those that produce a recycled-content, value-added product, or otherwise increase demand for materials that are normally disposed of in a sanitary landfill.

II. ENVIRONMENTAL SETTING:

The project site consists of portions of the Otay Mesa community of the City of San Diego and unincorporated County of San Diego, and the portions of the City of Chula Vista. When the South San Diego RMDZ was designated in 1992, the boundaries were as follows:

Starting at the intersection of Otay Valley Road and the boundary line between the City of San Diego and the County of San Diego, then following said boundary line easterly to meet the northwest corner of the County of San Diego's East Otay Mesa Specific Plan Area, then following the Specific Plan Area's perimeter to the United States and Mexico Border line, then westerly along the International Border line to a point on the International Border line representing the westernmost area zoned for industrial purposes (as shown on the map filed in the Office of the City Clerk as Document No. 00-16290), northerly along the line designating the area zoned for industrial purposes to the intersection of Otay Valley Road, then northwesterly along Otay Valley Road to the boundary line between the City of San Diego and the County of San Diego, the point of origination, for a total of 6,300 acres, 3,500 acres within the City of San Diego and 2,800 acres in the unincorporated areas of San Diego County.

In 2000, properly zoned portions of Chula Vista were added to this RMDZ. This area includes an additional 1,200 acres in this RMDZ.

III. ENVIRONMENTAL ANALYSIS: See attached Initial Study checklist.

IV. DISCUSSION:

Land Use

The project is the redesignation of an area in which companies that use recycled materials as feedstock for manufacturing are eligible for incentives. The project does not change zoning, land use patterns or planning, and therefore, no impacts to land use or planning would result. The diversion and reuse or remanufacturing of waste materials from landfills has positive environmental benefits because making products from recycled materials generally requires less energy than manufacture from virgin materials. The goal may be achieved by the siting of new facilities within the zone, or by modification of existing facilities. Any project funded by the program would require land use review and approval from the government agency with jurisdiction. Individual projects proposed as a result of the incentives offered through the RMDZ will be subject to compliance with CEQA and other State and local planning and permitting requirements.

V. RECOMMENDATION

On the basis of this initial evaluation:

 X The proposed project would not have a significant effect on the environment, and

a NEGATIVE DECLARATION should be prepared.

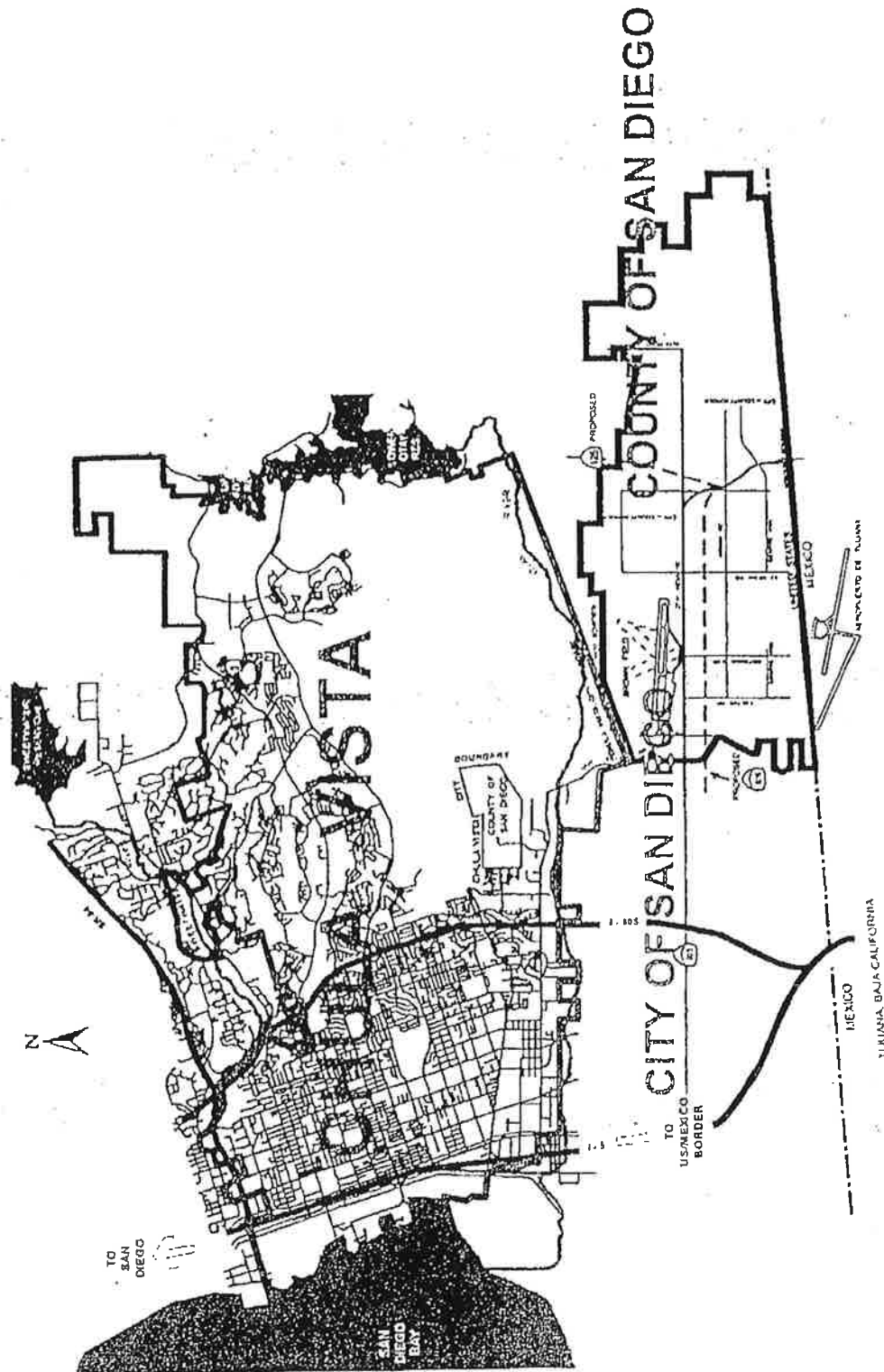
____ Although the proposed project could have a significant effect on the environment, there will not be a significant effect in this case because the mitigation measures described in Section IV above have been added to the project. A MITIGATED NEGATIVE DECLARATION should be prepared.

____ The proposed project MAY have a significant effect on the environment, and an ENVIRONMENTAL IMPACT REPORT should be required.

PROJECT ANALYST: Michael VanBuskirk

Attachments: Location Map (Figure 1)
Initial Study Checklist

SOUTH SAN DIEGO RECYCLING MARKET DEVELOPMENT ZONE



Location Map

Environmental Analysis Section

42-0906

CITY OF SAN DIEGO • DEVELOPMENT SERVICES DEPARTMENT

Figure

1

Initial Study Checklist

Date: November 25, 2002
LDR No.: 42-0906
PTS No.: 5498
Project: South San Diego
Recycling Market
Development Zone
Redesignation

III. ENVIRONMENTAL ANALYSIS:

The purpose of the Initial Study is to identify the potential for significant environmental impacts which could be associated with a project pursuant to Section 15063 of the State CEQA Guidelines. In addition, the Initial Study provides the lead agency with information which forms the basis for deciding whether to prepare an Environmental Impact Report, Negative Declaration or Mitigated Negative Declaration. This checklist provides a means to facilitate an early environmental assessment. However, subsequent to this preliminary review, modifications to the project may mitigate adverse impacts. All answers of "yes" and "maybe" indicate that there is a potential for significant environmental impacts and these determinations are explained in Section IV of the Initial Study.

Yes Maybe No

A. AESTHETICS / NEIGHBORHOOD CHARACTER

Will the proposal result in:

- | | | | |
|--|---------------|---------------|----------|
| 1. The obstruction of any vista or scenic view from a public viewing area?
<i>The project would not result in any physical development or land use.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 2. The creation of a negative aesthetic site or project?
<i>See A.1.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 3. Project bulk, scale, materials, or style which would be incompatible with surrounding development?
<i>See A.1.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 4. Substantial alteration to the existing character of the area?
<i>See A.1.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 5. The loss of any distinctive or landmark tree(s), or a stand of mature trees?
<i>See A.1.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 6. Substantial change in topography or ground surface relief features?
<i>See A.1.</i> | <u> </u> | <u> </u> | <u>✓</u> |
| 7. The loss, covering or modification of any unique geologic or physical features such as a natural canyon, sandstone bluff, rock | | | |

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
outcrop, or hillside with a slope in excess of 25 percent? <i>See A.1.</i>	—	—	<u>✓</u>
8. Substantial light or glare? <i>See A.1.</i>	—	—	<u>✓</u>
9. Substantial shading of other properties? <i>See A.1.</i>	—	—	<u>✓</u>

B. AGRICULTURE RESOURCES / NATURAL RESOURCES / MINERAL RESOURCES
Would the proposal result in:

1. The loss of availability of a known mineral resource (e.g., sand or gravel) that would be of value to the region and the residents of the state? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. The conversion of agricultural land to nonagricultural use or impairment of the agricultural productivity of agricultural land? <i>See B.1.</i>	—	—	<u>✓</u>

C. AIR QUALITY
Would the proposal:

1. Conflict with or obstruct implementation of the applicable air quality plan? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. Violate any air quality standard or contribute substantially to an existing or projected air quality violation? <i>See C.1.</i>	—	—	<u>✓</u>
3. Expose sensitive receptors to substantial pollutant concentrations? <i>See C.1.</i>	—	—	<u>✓</u>

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
4. Create objectionable odors affecting a substantial number of people? <i>See C.1.</i>	—	—	<u>✓</u>
5. Exceed 100 pounds per day of Particulate Matter 10 (dust)? <i>See C.1.</i>	—	—	<u>✓</u>
6. Alter air movement in the area of the project? <i>See C.1.</i>	—	—	<u>✓</u>
7. Cause a substantial alteration in moisture, or temperature, or any change in climate, either locally or regionally? <i>See C.1.</i>	—	—	<u>✓</u>
D. BIOLOGY			
<i>Would the proposal result in:</i>			
1. A reduction in the number of any unique, rare, endangered, sensitive, or fully protected species of plants or animals? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. A substantial change in the diversity of any species of animals or plants? <i>See D.1.</i>	—	—	<u>✓</u>
3. Introduction of invasive species of plants into the area? <i>See D.1.</i>	—	—	<u>✓</u>
4. Interference with the movement of any resident or migratory fish or wildlife species or with established native resident or migratory wildlife corridors? <i>See D.1.</i>	—	—	<u>✓</u>

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
5. An impact to a sensitive habitat, including, but not limited to streamside vegetation, aquatic, riparian, oak woodland, coastal sage scrub or chaparral? <i>See D.1.</i>	—	—	<u>✓</u>
6. An impact on City, State, or federally regulated wetlands (including, but not limited to, coastal salt marsh, vernal pool, lagoon, coastal, etc.) through direct removal, filling, hydrological interruption or other means? <i>See D.1.</i>	—	—	<u>✓</u>
7. Conflict with the provisions of the City's Multiple Species Conservation Program (MSCP) Subarea Plan or other approved local, regional or state habitat conservation plan? <i>See D.1.</i>	—	—	<u>✓</u>
E. ENERGY			
<i>Would the proposal:</i>			
1. Result in the use of excessive amounts of fuel or energy (e.g. natural gas)? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. Result in the use of excessive amounts of power? <i>See E.1.</i>	—	—	<u>✓</u>
F. GEOLOGY/SOILS			
<i>Would the proposal:</i>			
1. Expose people or property to geologic hazards such as earthquakes, landslides, mudslides, ground failure, or similar hazards? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. Result in a substantial increase in wind or water erosion of soils, either on or off the site? <i>See F.1.</i>	—	—	<u>✓</u>

- | | <u>Yes</u> | <u>Maybe</u> | <u>No</u> |
|--|------------|--------------|-----------|
| 3. Be located on a geologic unit or soil that is unstable or that would become unstable as a result of the project, and potentially result in on- or off-site landslide, lateral spreading, subsidence, liquefaction or collapse?
<i>See F.1.</i> | — | — | <u>✓</u> |

G. HISTORICAL RESOURCES

Would the proposal result in:

- | | | | |
|---|---|---|----------|
| 1. Alteration of or the destruction of a prehistoric or historic archaeological site?
<i>The project would not result in any physical development or land use.</i> | — | — | <u>✓</u> |
| 2. Adverse physical or aesthetic effects to a prehistoric or historic building, structure, object, or site?
<i>See G.1.</i> | — | — | <u>✓</u> |
| 3. Adverse physical or aesthetic effects to an architecturally significant building, structure, or object?
<i>See G.1.</i> | — | — | <u>✓</u> |
| 4. Any impact to existing religious or sacred uses within the potential impact area?
<i>See G.1.</i> | — | — | <u>✓</u> |
| 5. The disturbance of any human remains, including those interred outside of formal cemeteries?
<i>See G.1.</i> | — | — | <u>✓</u> |

H. HUMAN HEALTH / PUBLIC SAFETY / HAZARDOUS MATERIALS

Would the proposal:

- | | | | |
|---|---|---|----------|
| 1. Create any known health hazard (excluding mental health)?
<i>The project would not result in any physical development or land use.</i> | — | — | <u>✓</u> |
| 2. Expose people or the environment to a significant hazard through the routine transport, use or disposal of hazardous materials?
<i>See H.1.</i> | — | — | <u>✓</u> |

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
3. Create a future risk of an explosion or the release of hazardous substances (including but not limited to gas, oil, pesticides, chemicals, radiation, or explosives)? <i>See H.I.</i>	—	—	<u>✓</u>
4. Impair implementation of, or physically interfere with an adopted emergency response plan or emergency evacuation plan? <i>See H.I.</i>	—	—	<u>✓</u>
5. Be located on a site which is included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5 and, as a result, create a significant hazard to the public or environment? <i>See H.I.</i>	—	—	<u>✓</u>
6. Create a significant hazard to the public or the environment through reasonably foreseeable upset and accident conditions involving the release of hazardous materials into the environment? <i>See H.I.</i>	—	—	<u>✓</u>

I. HYDROLOGY/WATER QUALITY

Would the proposal result in:

1. An increase in pollutant discharges, including down stream sedimentation, to receiving waters during or following construction? Consider water quality parameters such as temperature dissolved oxygen, turbidity and other typical storm water pollutants. <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. An increase in impervious surfaces and associated increased runoff? <i>See I.I.</i>	—	—	<u>✓</u>
3. Substantial alteration to on- and off-site drainage patterns due to changes in runoff flow rates or volumes? <i>See I.I.</i>	—	—	<u>✓</u>

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
4. Discharge of identified pollutants to an already impaired water body (as listed on the Clean Water Act Section 303(b) list)? <i>See I.1.</i>	—	—	<u>✓</u>
5. A potentially significant adverse impact on ground water quality? <i>See I.1.</i>	—	—	<u>✓</u>
6. Cause or contribute to exceeding applicable surface or groundwater receiving water quality objectives or degradation of beneficial uses? <i>See I.1.</i>	—	—	<u>✓</u>

J. LAND USE

Would the proposal result in:

1. A land use which is inconsistent with the adopted community plan land use designation for the site or conflict with any applicable land use plan, policy or regulation of an agency with jurisdiction over a project? <i>The project is consistent with City zoning and Community Plan designations.</i>	—	—	<u>✓</u>
2. A conflict with the goals, objectives and recommendations of the community plan in which it is located? <i>See J.1.</i>	—	—	<u>✓</u>
3. A conflict with adopted environmental plans, including applicable habitat conservation plans adopted for the purpose of avoiding or mitigating an environmental effect for the area? <i>The project is consistent with the City of San Diego's and the City of Chula Vista's Source Reduction and Recycling Elements, the County's Summary Plan and other environmental planning documents.</i>	—	—	<u>✓</u>
4. Physically divide an established community? <i>The project is consistent with City zoning and Community Plan designations and will not result in any physical development.</i>			
5. Land uses which are not compatible with aircraft accident potential as defined by an adopted airport Comprehensive Land Use Plan (CLUP)? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
K. NOISE <i>Would the proposal result in:</i>			
1. A significant increase in the existing ambient noise levels? <i>The project would not result in any physical development or land use.</i>	—	—	✓
2. Exposure of people to noise levels which exceed the City's adopted noise ordinance? <i>See K. 1.</i>	—	—	✓
3. Exposure of people to current or future transportation noise levels which exceed standards established in the Transportation Element of the General Plan or an adopted airport Comprehensive Land Use Plan? <i>See K. 1.</i>	—	—	✓
L. PALEONTOLOGICAL RESOURCES <i>Would the proposal impact a unique paleontological resource or site or unique geologic feature?</i> <i>The project would not result in any physical development or land use.</i>	—	—	✓
M. POPULATION AND HOUSING <i>Would the proposal:</i>			
1. Induce substantial population growth in an area, either directly (for example, by proposing new homes and businesses) or indirectly (for example, through extension of roads or other infrastructure)? <i>The project would not result in any physical development or land use.</i>	—	—	✓
2. Displace substantial numbers of existing housing, necessitating the construction of replacement housing elsewhere? <i>See M.1.</i>	—	—	✓

- | | <u>Yes</u> | <u>Maybe</u> | <u>No</u> |
|--|------------|--------------|-----------|
| 3. Alter the planned location, distribution, density or growth rate of the population of an area?
<i>See M.1.</i> | — | — | <u>✓</u> |

N. PUBLIC SERVICES

Would the proposal have an effect upon, or result in a need for new or altered governmental services in any of the following areas:

- | | | | |
|---|---|---|----------|
| 1. Fire protection?
<i>The project would not result in any physical development or land use.</i> | — | — | <u>✓</u> |
| 2. Police protection?
<i>See N.1.</i> | — | — | <u>✓</u> |
| 3. Schools?
<i>See N.1.</i> | — | — | <u>✓</u> |
| 4. Parks or other recreational facilities?
<i>See N.1.</i> | — | — | <u>✓</u> |
| 5. Maintenance of public facilities, including roads?
<i>See N.1.</i> | — | — | <u>✓</u> |
| 6. Other governmental services?
<i>See N.1.</i> | — | — | <u>✓</u> |

O. RECREATIONAL RESOURCES

Would the proposal result in:

- | | | | |
|--|---|---|----------|
| 1. Would the project increase the use of existing neighborhood and regional parks or other recreational facilities such that substantial physical deterioration of the facility would occur or be accelerated?
<i>The project would not result in any physical development or land use.</i> | — | — | <u>✓</u> |
| 2. Does the project include recreational facilities or require the construction or expansion of recreational facilities which might have an adverse physical effect on the environment?
<i>See O.1.</i> | — | — | <u>✓</u> |

P. TRANSPORTATION/CIRCULATION

Would the proposal result in:

- | | | | |
|---|---|---|----------|
| 1. Traffic generation in excess of specific/ community plan allocation? | — | — | <u>✓</u> |
|---|---|---|----------|

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
<i>The proposed project would not generate any traffic.</i>			
2. An increase in projected traffic which is substantial in relation to the existing traffic load and capacity of the street system? <i>See P.1.</i>	—	—	<u>✓</u>
3. An increased demand for off-site parking? <i>The project would not result in any physical development.</i>	—	—	<u>✓</u>
4. Effects on existing parking? <i>See P.3.</i>	—	—	<u>✓</u>
5. Substantial impact upon existing or planned transportation systems? <i>See P.3.</i>	—	—	<u>✓</u>
6. Alterations to present circulation movements including effects on existing public access to beaches, parks, or other open space areas? <i>See P.3.</i>	—	—	<u>✓</u>
7. Increase in traffic hazards for motor vehicles, bicyclists or pedestrians due to a proposed, non-standard design feature (e.g., poor sight distance or driveway onto an access-restricted roadway)? <i>See P.3.</i>	—	—	<u>✓</u>
8. A conflict with adopted policies, plans or programs supporting alternative transportation models (e.g., bus turnouts, bicycle racks)? <i>The project does not conflict with any alternate transportation measures.</i>	—	—	<u>✓</u>

	<u>Yes</u>	<u>Maybe</u>	<u>No</u>
Q. UTILITIES			
<i>Would the proposal result in a need for new systems, or require substantial alterations to existing utilities, including:</i>			
1. Natural gas? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. Communications systems? <i>See Q.1.</i>	—	—	<u>✓</u>
3. Water? <i>See Q.1.</i>	—	—	<u>✓</u>
4. Sewer? <i>See Q.1.</i>	—	—	<u>✓</u>
5. Storm water drainage? <i>See Q.1.</i>	—	—	<u>✓</u>
6. Solid waste disposal? <i>The project would not result in any physical development. If the project is successful at encouraging the diversion of waste from disposal, this goal may be accomplished either through new facilities that go through the land use permitting process, or by modifications to existing facilities.</i>	—	—	<u>✓</u>

R. WATER CONSERVATION
Would the proposal result in:

1. Use of excessive amounts of water? <i>The project would not result in any physical development or land use.</i>	—	—	<u>✓</u>
2. Landscaping which is predominantly non-drought resistant vegetation? <i>See R.1.</i>	—	—	<u>✓</u>

S. MANDATORY FINDINGS OF SIGNIFICANCE:

1. Does the project have the potential to degrade the quality of the environment, substantially reduce the habitat of a fish or wildlife species, cause a fish or wildlife population to drop below self sustaining levels, threaten to eliminate a plant or animal community, reduce the number or restrict the range of a rare or endangered plant or animal, or eliminate

important examples of the major periods
of California history or prehistory?
No such impacts have been identified.

— — ✓

2. Does the project have the potential to achieve short-term, to the disadvantage of long-term, environmental goals? (A short-term impact on the environment is one which occurs in a relatively brief, definitive period of time while long-term impacts would endure well into the future.)

No such impacts have been identified.

— — ✓

3. Does the project have impacts which are individually limited, but cumulatively considerable? (A project may impact on two or more separate resources where the impact on each resource is relatively small, but where the effect of the total of those impacts on the environment is significant.)

No such impacts have been identified.

— — ✓

4. Does the project have environmental effects which would cause substantial adverse effects on human beings, either directly or indirectly?

No such impacts have been identified.

— — ✓

INITIAL STUDY CHECKLIST

REFERENCES

A. Aesthetics / Neighborhood Character

☒ City of San Diego Progress Guide and General Plan.

☒ Community Plan.

☐ Local Coastal Plan.

B. Agricultural Resources / Natural Resources / Mineral Resources (N/A)

☐ City of San Diego Progress Guide and General Plan.

☐ U.S. Department of Agriculture, Soil Survey - San Diego Area, California, Part I and II, 1973.

☐ California Department of Conservation - Division of Mines and Geology, Mineral Land Classification.

☐ Division of Mines and Geology, Special Report 153 - Significant Resources Maps.

C. Air (N/A)

☐ California Clean Air Act Guidelines (Indirect Source Control Programs) 1990.

☐ Regional Air Quality Strategies (RAQS) - APCD.

☐ Site Specific Report: _____

D. Biology

☐ City of San Diego, Multiple Species Conservation Program (MSCP), Subarea Plan, 1997

☐ City of San Diego, MSCP, "Vegetation Communities with Sensitive Species and Vernal Pools" maps, 1996.

☐ City of San Diego, MSCP, "Multiple Habitat Planning Area" maps, 1997.

☐ Community Plan - Resource Element.

☐ California Department of Fish and Game, California Natural Diversity Database, "State and Federally-listed Endangered, Threatened, and Rare Plants of California," January 2001.

- California Department of Fish & Game, California Natural Diversity Database, "State and Federally-listed Endangered and Threatened Animals of California," January 2001.
- City of San Diego Land Development Code Biology Guidelines.
- Site Specific Report:
- E. Energy (N/A)**
-
- F. Geology/Soils**
- City of San Diego Seismic Safety Study.
- U.S. Department of Agriculture Soil Survey - San Diego Area, California, Part I and II, December 1973 and Part III, 1975.
- Site Specific Report:
- G. Historical Resources**
- City of San Diego Historical Resources Guidelines.
- City of San Diego Archaeology Library.
- City of San Diego Historical Inventory of Historical Architects, Structures, and People in San Diego (*July 2000*)
- Historical Resources Board List.
- Community Historical Survey:
- Site Specific Report:
- H. Human Health / Public Safety / Hazardous Materials (N/A)**
- San Diego County Hazardous Materials Environmental Assessment Listing, 1996.
- San Diego County Hazardous Materials Management Division
- FAA Determination
- State Assessment and Mitigation, Unauthorized Release Listing, Public Use Authorized 1995.
- Airport Comprehensive Land Use Plan.
- Site Specific Report:

I. Hydrology/Water Quality

___ Flood Insurance Rate Map (FIRM).

___ Federal Emergency Management Agency (FEMA), National Flood Insurance Program - Flood Boundary and Floodway Map.

___ Site Specific Report:

J. Land Use

___ ✓ City of San Diego Progress Guide and General Plan.

___ ✓ Community Plan.

___ Airport Comprehensive Land Use Plan

___ ✓ City of San Diego Zoning Maps

___ FAA Determination

K. Noise

___ Community Plan

___ Site Specific Report: _____

___ San Diego International Airport - Lindbergh Field CNEL Maps.

___ Brown Field Airport Master Plan CNEL Maps.

___ Montgomery Field CNEL Maps.

___ San Diego Association of Governments - San Diego Regional Average Weekday Traffic Volumes.

___ San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.

___ City of San Diego Progress Guide and General Plan.

___ Site Specific Report: _____

L. Paleontological Resources

___ City of San Diego Paleontological Guidelines.

___ Demère, Thomas A., and Stephen L. Walsh, "Paleontological Resources City of San Diego," Department of Paleontology San Diego Natural History Museum, 1996.

____ Kennedy, Michael P., and Gary L. Peterson, "Geology of the San Diego Metropolitan Area, California. Del Mar, La Jolla, Point Loma, La Mesa, Poway, and SW 1/4 Escondido 7 1/2 Minute Quadrangles," California Division of Mines and Geology Bulletin 200, Sacramento, 1975.

____ Kennedy, Michael P., and Siang S. Tan, "Geology of National City, Imperial Beach and Otay Mesa Quadrangles, Southern San Diego Metropolitan Area, California," Map Sheet 29, 1977.

M. Population / Housing

____ City of San Diego Progress Guide and General Plan.

____ Community Plan.

____ Series 8 Population Forecasts, SANDAG.

____ Other: _____

N. Public Services (N/A)

____ City of San Diego Progress Guide and General Plan.

____ Community Plan.

☒ City of San Diego Source Reduction and Recycling Element.

☒ City of Chula Vista Source Reduction and Recycling Element.

☒ County of San Diego Summary Plan.

O. Recreational Resources

____ City of San Diego Progress Guide and General Plan.

____ Community Plan.

____ Department of Park and Recreation

____ City of San Diego - San Diego Regional Bicycling Map

____ Additional Resources: _____

P. Transportation / Circulation

____ City of San Diego Progress Guide and General Plan.

____ Community Plan.

____ San Diego Metropolitan Area Average Weekday Traffic Volume Maps, SANDAG.

____ San Diego Region Weekday Traffic Volumes, SANDAG.

____ Site Specific Report: _____


Q. Utilities (N/A)

R. Water Conservation

____ City of San Diego Landscape Standards, December 1997.

____ Sunset Magazine, New Western Garden Book. Rev. ed. Menlo Park, CA: Sunset Magazine.

COUNCIL AGENDA REPORT
City of Brawley

Meeting Date 1/15/13
City Manager 

PREPARED BY: Guillermo Sillas, Associate Civil Engineer

PRESENTED BY: Yazmin Arellano, Public Works Director

SUBJECT: Grant of Easement by AND LLC to the City of Brawley for APN 049-060-044

CITY MANAGER RECOMMENDATION: Accept Grant of Easement to the City of Brawley by AND LLC.

DISCUSSION: The Family Dollar project site is located at 1400 Main Street currently in the plan check process. A City of Brawley sanitary sewer pipeline runs through the property at the future site of the Family Dollar store. The existing pipeline will be utilized to discharge wastewater. AND LLC is granting the easement to the City of Brawley to allow for the construction, operation, maintenance, repair, reconstruction, replacement, and/or removal of the sanitary sewer pipe line and necessary structures.

FISCAL IMPACT: None

ATTACHMENTS: Grant of Easement for APN 049-060-044

Recording Requested By
and When Recorded Mail to:

City of Brawley
383 West Main Street
Brawley, California 92227

GRANT OF EASEMENT AND AGREEMENT

No recording fee pursuant to Government Code §6103

THIS AGREEMENT, made this 12 day of Nov, 2012, by and between AND LLC, hereinafter referred to as "Grantor", and the City of Brawley, a municipal corporation of the State of California, hereinafter referred to as "Grantee".

WHEREAS, Grantee desires to acquire a certain easement ("Easement") in a portion of Grantor's property commonly known as 1400 E Main St, APN # 049-060-044-000, (the "Land"), which easement is described in Exhibit "A" and depicted on Exhibit "B" for a sewer line ("Easement Area").

NOW, THEREFORE, FOR A VALUABLE CONSIDERATION, the receipt of which is hereby acknowledged,

Grantor hereby grants to Grantee an Easement over, under on and across the Land located as described in Exhibits A and B to lay, construct, operate, maintain, repair, reconstruct, change the size of and remove sanitary sewer pipe lines and appurtenant and necessary surface and subsurface structures, fittings, and other equipment.

IN WITNESS WHEREOF, the parties hereto have executed this instrument the day and year first above written.

GRANTOR: AND LLC

By Rashmikan Desai
Rashmikan Desai
Its Member

D2

11-13-2012

GRANTEE: CITY OF BRAWLEY, CALIFORNIA, A MUNICIPAL
CORPORATION

By _____

Its _____

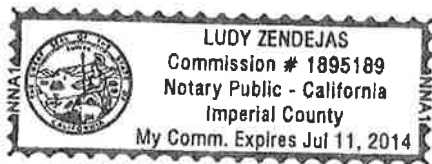
CERTIFICATE OF ACKNOWLEDGEMENT OF NOTARY PUBLIC

STATE OF CALIFORNIA,)
COUNTY OF Imperial)

On November 13, 2012 before me, Ludy Zendejas, a notary public in and for said County and State, personally appeared Rashmikan Desai who proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is are subscribed to the within instrument and acknowledged to me that he she they executed the same in his her their authorized capacity(ies), and that by his her their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s), acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct

WITNESS my hand and official seal.



Ludy Zendejas
(Signature of Notary Public)

STATE OF CALIFORNIA,)
COUNTY OF _____)

On _____ before me, _____, a notary public in and for said County and State, personally appeared _____ who proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s), acted, executed the instrument.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

WITNESS my hand and official seal.

(Signature of Notary Public)

EXHIBIT "A"

SANITARY SEWER LINE EASEMENT (LEGAL DESCRIPTION)

IN THE CITY OF BRAWLEY, COUNTY OF IMPERIAL, STATE OF CALIFORNIA,
BEING THAT PORTION OF PARCEL 2 OF PARCEL MAP NO. BPM 02-03 AS FILED
IN BOOK 11, PAGE 35, OF PARCEL MAPS, ON FILE IN THE OFFICE OF THE
COUNTY RECORDER OF SAID COUNTY BEING MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

A STRIP OF LAND 15.00 FEET WIDE, LYING 7.50 FEET ON EACH SIDE OF THE
FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT THE SOUTHWEST CORNER OF SAID PARCEL 2;

THENCE NORTHERLY ALONG THE WESTERLY LINE OF SAID PARCEL 2 NORTH
00 00'00" EAST, NORTH 51.00 FEET TO A LINE PARALLEL WITH AND DISTANT
51.00 FEET NORTHERLY MEASURED AT RIGHT ANGLES TO THE MOST
SOUTHERLY LINE OF SAID PARCEL 2 AND THE TRUE POINT OF BEGINNING;

THENCE LEAVING SAID WESTERLY LINE AND ALONG SAID PARALLEL LINE,
NORTH 00 00'00" EAST, 99.80 FEET TO THE MOST WESTERLY/EASTERLY LINE
OF SAID PARCEL 2 AND ITS POINT OF TERMINATION THEREON.

THE SIDELINES OF SAID STRIP SHALL BE PROLONGED AND/OR SHORTENED AS
TO TERMINATE WESTERLY AND/EASTERLY ON THE BOUNDARY LINES OF SAID
PARCEL 2.

THE ABOVE DESCRIBED PARCEL CONTAINS 1,497 SQUARE FEET, MORE OR
LESS.

ALL AS MORE PARTICULARLY SHOWN ON EXHIBIT "B" ATTACHED HERETO AND
MADE A PART HEREOF.

THIS DESCRIPTION WAS PREPARED BY ME OR UNDER MY DIRECTION, IN
CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYOR'S ACT

JAMES R. RIOS, L.S. 8823
EXPIRES: 12/31/2013

11/27/16
DATE

$$\{a, b\} \in \mathcal{A}, \quad \{a, b\} \in \text{LINE} \rightarrow \text{ACCM} \in \mathcal{N}_1$$

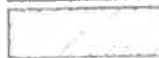
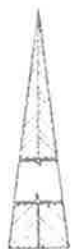
1. *Not a member of the Society*

PALB. 11-85

[illegible]

EASTERN AVENUE

LEGEND

[illegible]

DOI: 10.1002/for

COUNCIL AGENDA REPORT
City of Brawley

Meeting Date: 01/15/2013
City Manager: 

PREPARED BY: Steven Sullivan, P.E., Associate Civil Engineer

PRESENTED BY: Yazmin Arellano-Torres, P.E., Public Works Director

SUBJECT: Agreement Between the City of Brawley and the Southern California Gas Company for the Installation of an Advanced Meter.

CITY MANAGER RECOMMENDATION: Execute Attachment Agreement By and Between the City of Brawley, California and Southern California Gas Company for the installation of an Advanced Meter Facility on an existing street light at 1083 Calle de Vida.

DISCUSSION:

The Attachment Agreement Between the City of Brawley and the Southern California Gas Company authorizes the Gas Company to install its Advanced Meter Facilities on a City owned street light at 1083 Calle de Vida and to undertake all activities related to the installation, maintenance, operation, use, repair, replacement, improvement, alteration, inspection, testing and removal of said meter facilities. The Gas Company shall pay to the City a one-time fee of \$780 for this location. The commencement date shall be the first day of the month following the effective date of the Agreement and run co-terminus with the Franchise Agreement.

Gas Company staff installed its Advanced Meter Facility on a wooden pole in the vicinity of Avenida del Valle. Gas Company staff viewed the installation of the Advanced Meter Facility on a wooden pole as consistent with the surrounding area. City of Brawley staff received a number of aesthetic complaints regarding the installation of this pole. City staff proposed a more suitable location for the Advanced Meter Facility at the existing street light at 1083 Calle de Vida. The Advanced Meter Facility is necessary for the Gas Company's operation, transmission and distribution of gas in the City of Brawley.

FISCAL IMPACT: One Time Revenue of \$780, Streets Fund

ATTACHMENTS:

1. Attachment Agreement By and Between The City of Brawley, California and Southern California Gas Company

**ATTACHMENT AGREEMENT
BY AND BETWEEN
THE CITY OF BRAWLEY, CALIFORNIA
AND
SOUTHERN CALIFORNIA GAS COMPANY**

This Attachment Agreement ("Agreement") is entered into this ____ day of _____ 2013, by and between the City of Brawley, a California municipal corporation, hereinafter referred to as the ("City") and Southern California Gas Company, a California corporation hereinafter referred to as the ("Gas Company "). Hereinafter the term "**Parties**" shall refer collectively to all the foregoing named Parties. The effective date of this Agreement shall be the date indicated hereinabove (the "Effective Date").

R E C I T A L S

WHEREAS, Gas Company is an investor-owned public utility that provides gas utility services to residents of City.

WHEREAS, on 2/16/1949, City granted to Gas Company a franchise to use and lay pipes and appurtenances necessary and convenient for the operation of a gas utility under, along, across or upon public streets, ways, alleys and places (collectively, "Rights-of-Way") in the City for transmitting and distributing gas (the "Franchise").

WHEREAS, Gas Company has been authorized by the California Public Utilities Commission to implement its Advanced Meter Program, which consists of, among other things, the installation of advanced meter equipment, network communications devices, including but not limited to data collector units ("DCU's), antennas, gas repeaters and/or radio frequency local area network ("RFLAN") range extenders, and other advanced meter facilities, in connection with and necessary for Gas Company's operation, transmission and distribution of gas in the City ("Advanced Meter Facilities").

WHEREAS, The installation of Advanced Meter Facilities requires the use of existing or new infrastructure, such as poles, towers, streetlights or buildings of sufficient height and at appropriate locations in order to be effective.

WHEREAS, In order to reduce the number of new Advanced Meter Facility installations with the City Rights-of-Way, City desires to allow the Gas Company to install its Advanced Meter Facilities, which are further described herein described as 1083 Calle de Vida and incorporated herein by this reference ("Installation Sites").

WHEREAS, City and Gas Company have agreed to enter into this Agreement regarding Gas Company's use and attachment of Advanced Meter Facilities at the Installation Sites upon the terms, conditions and other considerations set forth herein.

A G R E E M E N T

NOW THEREFORE, in consideration thereof and for other valuable consideration as set forth herein below the parties hereto do mutually agree as follows:

1. **Effective Date.** This Agreement shall become effective as of the date of its execution by or on behalf of all the Parties hereto ("**Effective Date**").
2. **Term.** The commencement date shall be first day of the month following the Effective Date of this Agreement and run co-terminus with the Franchise Agreement.
3. **Authorization.** Subject to the terms and conditions contained herein, City hereby authorizes Gas Company to install Advanced Meter Facilities upon an existing Light Standard to be located within the boundaries as described and illustrated in those certain improvement drawings (the "Improvement Drawings") as reviewed by and on file as a public record with the City Engineer of the City of Brawley("City Engineer"), and to operate, use, maintain, repair, replace, improve, alter, inspect, test and remove such Advanced Meter Facilities on the terms and conditions set forth herein. City shall deliver to Gas Company written notice approving or disapproving the Improvement Drawings within thirty (30) days after submittal of the Improvement Drawings, provided that City shall not unreasonably withhold, condition or delay its approval.
4. **Scope of Agreement.** This Agreement authorizes the Gas Company to attach the Advanced Meter Facilities in the general locations identified as City owned street light at 1083 Calle de Vida and to undertake all activities related to the installation, maintenance, operation, use, repair, replacement, improvement, alteration, inspection, testing and removal of Gas Company's Advanced Meter Facilities.

Nothing contained in this Agreement shall be deemed or construed to create the relationship of principal and agent or of partnership or of joint-venture or of any association whatsoever between City and Gas Company, it being expressly understood and agreed that neither the computation of fees nor any other provisions contained in this Agreement nor any act or acts of the parties hereto shall be deemed to create any relationship between City and Gas Company other than the relationship of City and Gas Company.

Gas Company hereby acknowledges, agrees and covenants that this Agreement does not authorize or bestow any rights to Gas Company to provide cable television service or commercial telecommunications services.

5. **Compensation - Rent.**

a. The Gas Company shall pay to the City a one-time fee of \$780 (\$39 x 20 years) per location (as compensation for the Gas Company's use of the Leased Property). The Fee shall be due no later than the Commencement Date.

b. If the Gas Company fails to pay the Fee in a timely manner, the term of the Agreement, a delinquent payment charge on any unpaid amount shall accrue from the due date until paid at the lower of the rate of one and one-half percent (1½ %) per month or the maximum rate allowable by Law until paid.

c. Delinquent Payment. Gas Company assumes all risk of loss and responsibility for delinquent payments. If Gas Company fails to make payments when due a delinquent payment charge on any unpaid amount shall accrue from the due date until paid at the lower of a rate of one and one-half percent (1½ %) per month or the maximum rate allowable by Law until paid.

6. Authority to Allow Attachments. The City hereby represents and warrants to the Gas Company that it has all rights necessary to allow for the installation of the Advanced Meter Facilities at the Installation Sites, and agrees to indemnify, defend and hold harmless the Gas Company from and against losses, liability or claims from owner of the real property where the Installation Sites are located and that are related to the rights conferred to the Gas Company under this Agreement.

7. Workmanship and Responsibility of Gas Company. All of Gas Company's construction and installation work shall be performed at Gas Company's sole cost and expense and in a good and workmanlike manner and in accordance with the rules and regulation of the CPUC and the Improvement Plans reviewed by the City Engineer, and in compliance with all applicable ordinances, regulations or law (to the extent not inconsistent with or preempted by the jurisdiction of the CPUC).

Gas Company shall remove all of Gas Company's Advanced Meter Facilities at its sole expense within one hundred eighty (180) days after the termination of the Agreement, unless an agreement is otherwise reached between the City and Gas Company to abandon the Gas Company's Facilities in place. Gas Company shall bear full responsibility for repairs to any damage to the Rights-of-Way caused by Gas Company's or its employees', contractors', subcontractors' or agents' installation, construction, maintenance, repair, operation and removal of the Gas Company's Advanced Meter Facilities.

8. Gas Company to Bear All Costs. The Gas Company, or any successor or authorized assign, shall bear all costs incurred in connection with Gas Company's or its employees', contractors', subcontractors' or agents' planning, design, installation, construction, maintenance, repair, operation and removal of the Gas Company's Advanced Meter Facilities. City shall not be responsible or bear any cost for repair of any damage or movement of the Gas Company's Advanced Meter Facilities due to repair, maintenance and/or failure/collapse of any existing

gas, water and sewer lines or any other improvements or works approximate to Gas Company's Advanced Meter Facilities, except for the active negligence or willful misconduct of the City, its officers, agents, employees, contractors or subcontractors.

9. **Interference.** The Gas Company installation and use of its Advanced Meter Facilities under this Agreement shall not damage or interfere in any way with City's operations. The City at all times during this Agreement, reserves the right to take any action it deems necessary, in its sole discretion, to repair and maintain the street light, which may temporarily interfere with the Gas Company's leasehold improvements as may be necessary in order to carry out any of such activities. The City agrees to give 30 day advance notice of such interference to the Gas Company and to reasonably cooperate with the Gas Company to carry out such activities with a minimum amount of interference with the Gas Company's operations.
10. **Gas Company to Secure Approval and Permits.** Not less than thirty (30) days prior to commencement of construction and installation of Gas Company's Advanced Meter Facilities, Gas Company shall, at its sole cost and expense, prepare and submit the Improvement Drawings to the City Engineer for review as described in Section 1 above. Gas Company shall, at its sole cost and expense, submit traffic control plans for approval by City Engineer. All work within the Rights-of-Way shall be performed in compliance with the Improvement Plans and reviewed by the City Engineer and non-discretionary administrative permits obtain by Gas Company.
11. **Indemnification of City.** Gas Company shall defend, indemnify and hold harmless the City and its council members, officers, agents and employees against all claims, losses, damages, costs, expenses, liabilities, causes of action, fines or penalties, including but not limited to reasonable attorney's fees (collectively, "Claims"), for injury to or death of persons or damage to property incurred by City arising from Gas Company's Advanced Meter Facilities being located on the Street Light Poles, except to the extent such Claim arise from the sole negligence or willful misconduct of the City, its officers, agents, or employees, provided, however, that Gas Company's indemnification obligations shall not include any punitive, consequential or special damages, except to the extent asserted by a third party against the City arising from a Claim for which Gas Company is obligated to indemnify the City under this paragraph.
12. **Governing Law; Jurisdiction.** This Agreement shall be governed and construed by and in accordance with the Laws of the State of California. Nothing in this section shall be interpreted to preclude either party's right to seek redress from the CPUC.
13. **Amendment of Agreement.** This Agreement may not be amended except pursuant to a written instrument signed by both parties.

14. **Notices.** All notices, demands, requests, consents or other communications that this Agreement contemplates or authorizes, or requires or permits either party to give to the other, shall be in writing and shall be personally delivered or mailed or sent by reputable overnight courier, such as FedEx, to the respective party as follows:

TO CITY OF BRAWLEY:

180 S Western Ave., CA 992227
Attn: Public Works Department_
Tel: (760) 344-5800

TO THE GAS CO.:

David Mercer
Southern California Gas Company
555 West Fifth Street
Los Angeles, CA 90013
Attn: David Mercer, Network Technology Manager
Tel: (213) 244-5415

Either party may change its address by notice to the other party as provided herein. Communications shall be deemed to have been given and received on the first to occur of (i) actual receipt at the offices of the party to whom the communication is to be sent, as designated above, or (ii) three working days following the deposit in the United States Mail of registered or certified mail, postage prepaid, return receipt requested, or with reputable overnight courier, such as FedEx, addressed to the offices of the party to whom the communication is to be sent, as designated above.

15. **Other Regulations.** All Gas Company's use of the Rights-of-Way under this Agreement shall be in accordance with the laws of the United States of America, the State of California and in accordance with all applicable rules and regulations and ordinances of the City of Brawley now in force, or hereinafter prescribed or promulgated by resolution or ordinance or by State or Federal law (to the extent that the same are not inconsistent with or preempted by the jurisdiction of the CPUC).
16. **Powers to Enter into Agreement.** The individuals executing this Agreement represent and warrant that they have the right, power, legal capacity and authority to enter into and to execute this Agreement on behalf of the respective legal entities of the Gas Company and the City.

17. **Assignment or Transfer of Authorization.** This Agreement may be assigned or transferred to any qualified person or entity subject to the prior written approval of the City, which shall not be unreasonably withheld, conditioned or delayed. Notwithstanding the foregoing, City's prior written consent shall not be required for any of the following: (a) the transfer of any shares or stock in or change in control of Gas Company's parent company, or (b) any merger, consolidation or reorganization of, by or with Gas Company or transfer of all or substantially all of the stock or shares in Gas Company or assets of Gas Company.
18. **Entire Agreement; Successors and Assigns.** This Agreement contains the entire understanding between the parties with respect to the subject matter herein. There are no representations, agreements, or understandings, whether oral or written, between or among the parties relating to the subject matter of this Agreement which are not fully expressed herein. Each party has relied on advice from its own attorneys, and the warranties, representations, and covenants of this Agreement itself. This Agreement shall inure to the benefit of and be binding upon the parties hereto and their respective successors and assigns.

IN WITNESS WHEREOF the parties hereto for themselves, their heirs, executors, administrators, successors, and assigns do hereby agree to the full performance of the covenants herein contained and have caused this Agreement to be executed by setting hereunto their signatures on the day and year respectively written herein below.

THE CITY OF BRAWLEY

DATE: _____

By: _____
City Manager

APPROVED AS TO FORM:

By: _____
City Attorney

GAS COMPANY:

SOUTHERN CALIFORNIA GAS COMPANY

DATE: _____

By: _____
Tina Costa
Site Acquisition Manager

COUNCIL AGENDA REPORT

City of Brawley

Meeting Date: January 15, 2013

City Manager: 

PREPARED BY: Gordon R. Gaste, Planning Director

PRESENTED BY: Gordon R. Gaste, Planning Director

SUBJECT: Rancho Porter Specific Plan (SP07-02) and Annexation Update

RECOMMENDATION: None at this time; for review and discussion purposes only.

DISCUSSION: The Rancho Porter Planned Development (Specific Plan), Zone Change, General Plan Amendment, and Tentative Tract Map (Major Subdivision) were submitted to the City of Brawley to permit a Planned Unit Development with mixed uses. The property is currently pre-zoned P-D (Planned Development) and consists of 208.55 acres in size. The project area involves five distinct property owners: Diane Denny, Gerald Jameson, Robert Porter, and William L. and Susan L. Brandt.

The proposed tentative map subdivides the property acreage as follows:

Single-family residential use	16.5 acres
Multi-family residential use	29 acres
Mobile home park use	35.5-49.5 acres depending on phasing
Commerical use	35.5-52.5 acres depending on phasing
Retention area / park use	41 acres
Mixed commercial and multi-family use	21 acres

Access to the project is proposed via Main Street (SR78) and South Best Avenue.

The City of Brawley approved a Pre-Zoning Ordinance and Request for Annexation Resolution on November 16, 2010 for the Rancho Porter Specific Plan. The project was scheduled for consideration by the Local Area Formation Commission (LAFCO) on May 26, 2011. However, LAFCO tabled the item due to the absence of a current Tax Sharing Agreement between the County of Imperial and the City of Brawley.

At this juncture, two subjects stall the annexation process for the Rancho Porter Planned Development: the absence of a Tax Sharing Agreement and the Developers' readiness to pay annexation fees to the City of Brawley. Since the Developer Representatives' readiness to pay annexation fees has been periodically discussed over the last eighteen months, staff has not prioritized further pursuit of the Tax Sharing with the County of Imperial.

Once the Tax Sharing Agreement is executed, the City Council will consider a resolution ordering annexation and certifying the final environmental document (already completed). At such time, an annexation fee of \$104,275 (208.55 acres at \$500 per acre) is due and payable per Sections 2.58-2.60 of

the Brawley Municipal Code. One-half of such fees shall be deposited in a special fund. The special fund designated as the *Planning and Development Fund* is used to defray the costs of future planning for the city.

It is noted that the City of Brawley is not unique in its implementation of a \$500 per acre annexation fee. The neighboring jurisdictions of Imperial and Calexico also apply annexation fees. Other fees, such as Quimby Fees, Engineering Plan Check and Inspection fees, Final Map Fees, Building Permit Fees and Development Impact / Capacity Fees are charged at a later date as phases of the final map are recorded and construction begins.

ATTACHMENTS: Brawley Municipal Code Excerpts, Chapter 2, Article VIII and Chapter 3.26 – Annexation Fees.

Calexico, California, Code of Ordinances >> Title 3 - REVENUE AND FINANCE >> Chapter 3.26 - ANNEXATION FEES >>

Chapter 3.26 - ANNEXATION FEES

Sections:

3.26.010 - Annexation fees.

3.26.020 - Payment of fees.

3.26.030 - Proration of fees.

3.26.040 - Use of fees.

3.26.050 - Miscellaneous provisions.

3.26.060 - Waiver of land owned by public agencies.

3.26.070 - Waiver when purposes have otherwise been provided or city is petitioner.

3.26.010 - Annexation fees.

A fee is hereby imposed upon the gross acres of land annexed to the city, at the rate of five hundred dollars per acre.

(Ord. 825 § 1 (part), 1982)

3.26.020 - Payment of fees.

The five hundred dollars per acre fee shall be paid in the following manner: Five hundred dollars per acre at the time of approval of a tentative map, parcel map or any discretionary planning permit.

(Ord. 858 § 1, 1983; Ord. 825 § 1 (part), 1982)

3.26.030 - Proration of fees.

All fees shall be calculated to the nearest one-one hundredth of an acre. The five hundred dollar fee shall be prorated for any property of less than an acre. The minimum fee for any annexed property which is less than an acre shall be one hundred dollars.

(Ord. 825 § 1 (part), 1982)

3.26.040 - Use of fees.

All such fees shall be deposited in a general account of the city. The fees shall be utilized by the city for providing general services for the entire city with priority being given to the water and sewer facilities.

(Ord. 825 § 1 (part), 1982)

3.26.050 - Miscellaneous provisions.

- A. The ordinance codified in this chapter shall apply to all new annexation to the city, hereafter, regardless of what stage they are at the time of the effective date of the ordinance codified herein.

Brawley, California, Code of Ordinances >> CHAPTER 2. - ADMINISTRATION. >> Article VIII. - Planning and Development Fund. >>

Article VIII. - Planning and Development Fund.

Sec. 2.58. - Annexation of land—Fee.

Sec. 2.59. - Payment of annexation fees.

Sec. 2.60. - Deposit of fees in fund.

Sec. 2.58. - Annexation of land—Fee.

A fee is imposed upon the annexation of land to the city at the rate of five hundred dollars per acre.

(Ord. No. 644, § 1.)

Sec. 2.59. - Payment of annexation fees.

In the event water and/or sewage service is granted to a user outside the city limits of Brawley upon the standard written agreement that the landowner shall annex the land upon the request of city, then the annexation fees shall be paid to the city in five equal annual installments with the first such installment to be paid at the commencement of water and/or sewage service, or at the option of the landowner, such fees may be paid in sixty equal monthly installments with and in addition to the monthly water and/or sewage service charges. In the event the land is annexed prior to payment of the annexation fees in full, the balance shall be due and payable upon annexation.

In the event the parcel of land to which such water and/or sewage service is granted is in excess of one acre in size, and such water and/or sewage service is to be used only to serve a parcel one acre or less in size, only the annexation fee for such one acre shall be paid at the commencement of service. Extension of such water and/or sewage service for other than such one acre parcel shall only be permitted in additional increments of one acre or more and shall require the prior consent of the city. Upon the extension of such services, the payment of annexation fees as then applicable shall be required for such additional area to be serviced.

(Ord. No. 644, § 1.5; Ord. No. 672, § 1; Ord. No. 689 § 1; Ord. No. 705 § 1.)

Sec. 2.60. - Deposit of fees in fund.

One-half of such fees shall be deposited in a special fund established and known as the planning and development fund and which is to be used to defray the costs of future planning for the city.

(Ord. No. 644, § 2.)

DEPARTMENTAL REPORT

City of Brawley

Meeting Date: January 15, 2013City Manager: **PRESENTED TO:** Brawley City Council**PREPARED BY:** Gordon R. Gaste, AICP, Planning Director**RE:** Climate Action Plan (CAP)/Housing Element Update for the Strategic Growth Council (SGC) Grant

DISCUSSION: The City of Brawley received an SGC grant on May 24, 2012. The purpose of the grant is: 1) to develop a Climate Action Plan (CAP) that serves as a comprehensive implementation strategy for reducing community-wide and municipal greenhouse gas (GHG) emissions and 2) to amend the General Plan Elements that will support and reinforce goals of the CAP, including the mandated update of the Housing Element.

In the wake of 2012 staff reductions, the City of Brawley hired Castaneda & Associates to assist with the City's preparation of the grant application. Following the successful award of the grant, Castaneda & Associates assisted in developing and submitting subsequent work product to the SGC, including a work plan, budget estimates, program objectives, etc. at no cost to the City.

In October of 2012, the SGC and the City of Brawley entered into a grant agreement that was authorized by the City Council. The City Council subsequently authorized a contract with Castaneda & Associates to manage the overall project with the close involvement of the Planning Department. This engagement is a sole source procurement that was elected due the limited time available to complete the Housing Element portion of the grant which is due to the California Housing and Community Development Department (HCD) by no later than October 15, 2013.

Castaneda & Associates shall perform work tasks pertaining to a) management of the planning efforts implementing the Sustainable Communities Planning Grant; b) preparation of the Climate Action Plan; c) General Plan Amendment preparation; and c) direct costs such as supplies and travel.